

1897-043 Chancery Causes: Francis A. Muncy vs. Cowan McClung & Co] &
Lee Co. Cowan McClung & Co] & Co vs. M. E. Woodward
George H. Ely vs. M. E. Woodward & Co

Folder 192

Muncy, Weston, Cowan, McClung, Ray, Thomas, Woodruff, Gibbons,
W. W. Woodruff & Co] Blankenship, Rhea, Chance, Seals, Hurdshell,
Green, Harris, Hobbs, Gaines, Wynn, Ellerson, Ellison

CA-Debt

T-Property

-Deed

To the Honorable W. T. Miller, Judge of the Circuit Court
of Lee County, Virginia:-

Humbly complaining, your orator, Frances A. Muncy, would
respectfully represent and shew unto your honor, that on the
12th day of June 1888, he was seized and possessed in fee of
two certain tracts ^{or parcels} of land, lying and being in said county,
and on said day he sold and conveyed the same to Mr. ^{the} E. Wood-
ward for the contract price of one thousand and fifty dollars,
all of which will more fully appear by the deed of himself ~~and~~
and wife to said Woodward for said land, of record in the ~~first~~
Clerk's office for the County Court of said county, a copy of
which is herewith filed as part hereof marked "A." For the ~~the~~
purchase price of said land, said Mr. ^{the} E. Woodward on the 12th
day of June 1888, executed and delivered to your orator, her
and J. W. Woodward's six several notes, one for \$350.00 due
Jan. 1, 1889; one for \$150.00 due Jan. 1, 1890, with interest
from January 1st, 1889, one for one hundred and fifty dollars
due January 1st, 1891, with interest from January 1st, 1889; one
for \$150.00 due January 1st, 1892, with interest from Jan.
1st, 1889; one for \$150.00 due January 1st, 1893, with interest
from January 1st, 1889; and one for \$100.00 due 1st, 1894, with
interest from January 1st, 1889; of these several notes only ~~the~~
the first and the last ones above mentioned have been paid, and
the following amounts have been paid on the note due Jan.
1st, 1891, to wit: Feb. 1st, 1891, \$10.00, March 15, 1891, \$7.00,
February 25, 1892 \$14.72; January 1st, 1893 \$3.00; Oct. 12,
1893, \$66.41; Oct. 12, 1893, \$43.65; and Jan. 1st, 1894, \$20.75; and
the entire balance of the said purchase money is yet due
your orator and yet unpaid, as will be more fully seen by an
inspection of the said notes which will in due time be filed
herewith as part hereof, marked "2", "3", "4", "5", ^{respectively.} Your orator
in his said deed conveying said land reserved his vendor's lien
therein to secure the payment of said purchase money as will
appear by reference to the said deed. Now your ^{Orator} ~~orator~~ will
further represent and show unto your Honor that one, J. M.
Weston, deputy for C. E. Flanary, Sheriff of Lee county, has ad-
vertised at the front door of the court house of the said county

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150
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the

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and in the vicinity of the said land that he will on the ^{21st} day of January, 1895, at the front door of the court house of the said county proceed to sell said two tracts of land for cash in hand pursuant to orders of your Honor's court in attachment proceedings by Cowan McClung & Co. vs. M.E. Woodward and G.H. Ely, and W.W. Woodruff & Co. vs. the same parties - copies of said advertisements are here filed as part hereof marked "B" & "C" respectively, and your Honor will see by inspection thereof that said deputy Sheriff does not propose to sell a sufficiency only of said tracts of land to pay the amount of the two judgments in the two causes as by said judgments he was directed but proposes to sell the two tracts entire, copies of which two judgments and the orders under which he is proceeding, or should proceed, are herewith filed as part hereof, marked "D" & "E" respectively. Your orator further alleges that the said Deputy Sheriff has not sold the 8000 feet of walnut lumber levied on by ^{him} under the attachments in the said causes, as he must do before proceeding to sell any real estate as required under section 2982 of the Code of 1887. Now the object of this bill is to enjoin, restrain and inhibit the said J.M. Weston, Deputy Sheriff as aforesaid, and the said Cowan, McClung & Co., W.W. Woodruff & Co. from further proceeding to sell the said tracts of land until the future order of your Honor's court; and if necessary that an account of liens against said land and their priorities be taken and reported to your Honor's court, and that your orator be decreed the ^{amount} ~~amount~~ due him as purchase money on the said land as a lien prior to all others, and that the said land, ~~if~~ ~~sold~~, be sold in such a manner and upon such terms as are legal, and such as will prevent a sacrifice thereof and that will protect all persons interested according to their rights in the subject matter. ^{and the proceeds thereof applied to the payment of said liens in the} To this end he asks that the said J.M. Weston, Deputy Sheriff as aforesaid, Jas. D. Cowan, C.J. McClung, Mathew McClung, R.M. Ray and Jacob L. Thomas, merchants and partners in trade under the firm name of Cowan, McClung & Company, W.W. Woodruff and W.E. Gibbons, merchants and partners in trade under the firm name of W.W. Woodruff & Company, and M.E. Woodward and J.W. Woodward, ^{be made parties defendants to this bill,} ~~the parties defendants to this bill,~~

order of their priority

^{Prays}
and ~~prays~~ that they be required to answer the same, but not ~~on~~
oath, ~~but~~ being waived, and that on a hearing that the re-
lief above prayed for be granted, and all such other, further
and general relief as he may be entitled to have.

May process issue directed, &c. May order of publication
be made, posted and publised against the said Cowan McClung
& Co.; W.W. Woodruff and Company, who are not residents of ths
state; and your orator will ever pray, &c.

*Or, Blanchard & Ewing,
P. 9.*

Virgina,

Lee county, to wit:

This day Francis A. Muncy personally appeared before me
the undersigned Justice ^{of the Peace,} in and for the county ^{+ state} aforesaid, in
my county and made oath that the facts stated in the above
bill are true and correct, so far as ^{stated upon his} his own knowledge is con-
^{stated}cerned, and so far as ^{stated} upon information derieved from
others he believes them to be true.

Given under my hand this ^{4th} day of January, 1895.

Jeremiah Harker, J.P.

Francis A Munsey ^{10. 1378.}

vs. Bill in Chancery.

J. M. Weston et als.

Or, Blankenship & Ewing,

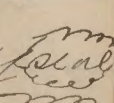
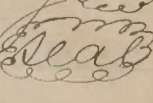
p. 97.

Recorded in Deed Book 25 -
Page 400 \$27. Rehearsal clerk

This Deed made this the 12 of
June 1888 between Frances A Muncy
+ Sarah A his wife of the first part
and Martha E Woodward of the second
part both of the County of Lee and
State of Virginia Witnesseth that
in consideration of One Thousand
and Fifty Dollars in hand paid
and secured to be paid the receipt
of which is hereby acknowledged
the said Francis A Muncy + Sarah
A Muncy by these presents give
grant bargain sell deliver and
convey unto the said Martha E
Woodward - Two certain tracts or
parcel of land lying and being in
said County of Lee adjoining each
other and on the waters of Hardies
Creek; Trading Creek one of which
was conveyed to said Muncy by
Henry Morgan by deed dated Febru-
ary 18th 1878 and supposed to contain
77 acres or the same more or less
and is bounded as follows to wit
Beginning at three poplars from
the rock corner to Wm + George M^e
Donalds land thence S 52 1/2 W
5.4 poles to a white oak thence with

Mullins line a branch. Thence South
ward with the middle of the creek
or branch to corner of W E N Marks
land thence with said marks line
E 50 poles to a hickory hickory and
Two maples thence N 65 E 165 poles to
two white oaks and a locust corner
to the land of the heirs of Richard
Wells ^{and} thence N 88 W 155 poles to the
beginning. The other tract contains
by estimation one hundred acres
^{and} was devised by W E N Mark to
Latilda Mark ^{and} Sarah Mark ^{and}
was conveyed to said Francis A
Muncy by Boston Robinson and
Lettalia his wife and James L
Rollins and Sarah Rollins his wife
by Deeds duly made ^{and} recorded in
the Clerks Office of ~~the~~ ^{the} County the
first of which is dated August 23rd
1882 and the latter February 26th 1884
and for a more particular description
of this tract reference is made to
said two Deeds and the last will
^{and} testament of said W E N Mark.
To have and to hold said two
tracts or parcels of land with all their

affidavit unto the said Mar-
tha E. Woodward ^{and} her heirs forever
^{and} the said F. A. Muncy ^{and} Sarah
A. Muncy covenants that she has
good right ^{and} title to said land
that the same is not encumbered
and ^{and} that they will warrant
generally title to the same ^{and} a part
of the purchase money being yet
unpaid the said Francis A.
Muncy hereby reserves to himself Van-
dover line until the purchase money
is fully paid also the said F. A.
Muncy reserves the right of a pass
way up said creek through said
lands to the Mullins place during
his natural life ^{and} at said Muncy's
Death this privilege ceases to exist.
Witness the following signatures
+ seal.

Francis A. Muncy 
Sarah A. Muncy 

V^a Lee County to-wit:

J. N. M. Scott a Justice of the
Peace for the County aforesaid do certify
that F. A. Muncy ^{and} Sarah A. his
wife whose names are signed to the
forgoing Deed bearing date the 12th

day of June 1889 has acknowledged
the same in my county aforesaid.
I further certify that Sarah A Muncy
Personally appeared before me in
said County being examined by me
privily and apart from her husband
and having the writing ^{aforesaid} fully explained
to her she the said Sarah A Muncy
the said writing to be her act and deed
declared that she had willingly
executed the same and does not
wish to retract it Given under my
hand this 24th day of Jan 1890
W. M. Scott J. P.

Virginia Lee County to wit:

In the Office of the Clerk of the
said County the 22nd day of Aug
1890 this deed was presented and
together with the certificate thereto
attached admitted to record.

Teste: John B Gibson clerk

A copy

Teste S O F Richmond Clerk
by A B Muncy Deputy Clerk

"F."

NOTICE: M. E. WOODWARD'S LAND FOR SALE, JANUARY 21, 1895.

Take notice: That on the 21st day of January at the front door of the Court house in the town of Jonesvill, in pursuance to an order of the Circuit court I shall proceed to sell a certain tract of land belonging to M. E. Woodward and which was levied on by me under a certain attachment sued out by Cowan, McClung and Co. against the said M. E. Woodward and G. H. Ely; which ~~za~~ said land is situated and described as follows; to wit, one certain tract of land in the county of Lee, on haddies creek, containing about 77 acres which said land was conveyed to the said Woodward by F. A. Muncy by deed of June the 12th, 1888, recorded in deed book 25, page 400, for a more particular description of which refference is here made; and also I will sell another tract levied on under the same attachment and at the same time, lying in Lee County ofn Trading branch, and containing about One Hundred acres, which said land was conveyed to the said Woodward by the same deed as above referred to, and for a more particular description of this tract refference is made also. This land will be sold to the highest bidder for cash, at public outcry.

J. M. Weston, Deputy for C. E. Flanary,
Sheriff for Lee Co.

(A copy from the original.)

.....*A. B. Mursey*.....Clerk.

Cordans, McKim & Co.

75.

M. E. Woodward &
G. H. Ely.

Copy of Agreement -
ment of Land Sale.

" B. "

W. W. Woodruff and Co.

Vs.

M.E. Woodward and Co.

NOTICE, LAND FOR SALE.

Take notice: That on the 21st day of January, 1895, at the front door of the Court House of the County of Lee, I shall proceed to sell at public outcry to the highest bidder for cash in hand a certain lot of land consisting of two certain tracts of land, which were levied on by me under an attachment sued out by W. W. Woodruff and Co. and upon whose claim there was judgement rendered against the said Woodward, and an order directing me to make this sale. Therefore on the day aforesaid at the place aforesaid, and in the manner aforesaid, I will offer the said two tracts of land for sale, which are situated and bounded as follows, to wit: one tract lying in the said county of Lee and on the waters of Hardies Creek containing about seventy seven acres, which land was conveyed to the said Woodward by F.A. Muncy by deed bearing date the 12th day of June 1888, and for a more particular description of which reference is here made to the same which is recorded in Deed book No. 25, p. 400; the other tract is one situated in the county of Lee and on the waters of trading branch and contains about one hundred acres, and was conveyed to the said Woodward by the same deed as referred to above, and to which reference is made for a more particular description of the same.

J.M. Weston, deputy for C.E. Flanary
Sheriff of Lee county.

(A true copy from the original.)

A. B. Muncy, Clerk.

W. W. Woodruff & Co.
P.S.

W. E. Woodruff & Co.

Advertisement of
Land Sale - Copy.

"C."

W W Woodruff & Co

Plff

In assump-

M. C. Woodward and G. H. Ely Df. sit

~~It is ordered~~ It is ordered that M Weston Deputy
for W C Flannery Sheriff of Lee County
do sell so much of the property of M. C.
Woodward levied on as will be sufficient
to satisfy the said debt interest and costs
and the costs of this attachment, and the
costs of keeping said property, and of the
sale thereof, and he will before making
such sale advertise the time terms and
place of sale thereof for at least thirty
days at the front door of the court house
and in the neighborhood of said M. C.
Woodward, and he will report his pro-
ceedings to court

And this cause continued.

A Copy

Teste A. B. Munsey Clerk

W W Woodruff & Co

Copy of Order

M E Woodward et al

"D"

Corwan Mcdung & Co

Plff

VS

In assumpsit

M. E Woodward and H. Ely Defts.

It is ordered that J. M. Weston Deputy for C. E. Flanary Sheriff of Lee County do sell so much of the property of M. E. Woodward levied on ~~as the property levied on~~ as will be sufficient to satisfy the said debt interest and costs, and the costs of this attachment and the costs of keeping said attached property and of the sale thereof, he will before making such sale advertise the time terms and place of sale for thirty days in the neighborhood of said Woodward and at the front door of the Court-house of this County, and he will report his actions and proceedings to this Court at the next term thereof, and the Cause is continued

A Copy

Lester A. B. Munsey Clerk

Cowan McClung &
Co Copy of Order

M. E. Woodward & Co

" E "

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To the Hon. Wm. L. Miller, Judge of the
Circuit Court for La. Co.

Humbly complying your orders
J. D. Cowan, C. J. McElmy R. M. Rhon,
Mihuo McElmy and Jacob L. Thomas,
partners in trade under the firm
name of Cowan M^o Elmy & Co; and
H. H. Woodruff and H. E. Robbins
partners in trade under the firm
name of H. H. Woodruff & Co. would
respectfully represent and shew unto your
honor that F. A. Munsey filed his
bill in this honorable court asking
your orders in this cross bill and
M. C. Woodward & J. M. Woodward, ^{J. M. Woodward, S.} and
parties defendant; that the object of
the bill was first to obtain an in-
junction against the sale of certain real es-
tate which had been levied on by way
of attachment by your orders, and
which had been directed to be sold
by J. M. Watson, which injunction
was granted by your honor in va-
cation, but dissolved upon the motion
of your orders; the second object
of the said complainant's bill was to have
a vendor's lien enforced against a
certain tract of land which he had
sold to M. A. Woodward, asking that
the lien be ascertained against the said
land. To this part of the said complainant's
bill your orders filed their answer
denying the existence of the said vendor's

line as claimed by the said Munsiey.

Your attornee will further represent and show unto your honor that at the Nov. term 1894 of your honor's court, on the low side thereof, your attornee Cowan, M^r. C. C. C. obtained a judgment for the sum of \$520. — with interest from the 5th day of May 1894, and your attornee a judgment for \$ — with interest from the day of 1894 as appears of a copy of each of the said judgments filed here with this bill marked "A" & "B"; which were against M. C. Woodward.

Now your attornee will further represent and show unto your honor that the said M. C. Woodward owns other lands than those brought in question by the said F. A. Munsiey's bill, but as to what those lands are, and what interest the said Woodward has in those other lands your attornee are not exactly advised; but they are advised that ~~there~~ she owns a small tract upon which her stone house is situated which is known as the Scott Tract, and that she owns a reversionary interest in her mother's estate, whose husband was the said F. A. Munsiey, and who is entitled to his life interest in the

said estate as the husband of the mother of
the said M. E. Woodward, And your
orders further represent and show unto
your honor that their said judgments
have not been paid, that they were
duly docketed in the judgment lien
book kept in the County Court Clerk's
Office of Lee County,

The Jurors considered your
orders are advised that under the
circumstances as heretofore detailed their
judgments are liens upon, not only
that portion upon which the said
attachments were levied but upon all
the real estate which she, the said
M. E. Woodward then & now owns.

The object therefore of this cross
bill against the said M. E. Woodward
is first to avoid another expensive
suit than the one instituted by
Murray to enforce his lien, to enforce
the liens which your orders have
acquired by virtue of their judgments
which have been docketed, and that
they may get full relief without
the needless expense of another suit;
secondly to have the judgment liens
enforced against the said lands
of the said Woodward, and to
that end pray that the said M. E.
Woodward be made a party de-
fendant to this ^{cross} bill, and that
in answering the answer and

set forth, all the real estate owned by
 her & all interests that she may have
 in real estate, that she give the location
 thereof & the no of acres as near as she
 can ascertain therein; that the commis-
 sioners asked for in the said Munsiey
 bill be required to ascertain what other
 lands the said M. E. Woodward owns &
 whether or not they will rent for a
 sum sufficient to pay the judgment here
 in five years, that the amounts &
 priorities and in whom favor the said
 liens exist be ascertained, that said
 lands be rented or sold or the same
 may require for the purpose of paying
 the said liens. And may all other
 such further relief be granted your
 advice against the said M. E. Wood-
 ward as the nature of their cause
 and good conscience may demand.
 And they will as in duty bound ever
 pray &c.

Perryman Bros. J. J.

A. A. Munsiey

Cowan M. E. Munsiey & Co.

vs. } Cran vice

M. E. Woodward

Cowan M. E. Munsiey & Co. et al.

Filed in open court
 and by leave thereof
 March the 13th 1895

A. A. Munsiey Clerk

To the Hon. W. T. Miller, Judge of the Circuit Court of Lee Co:

The application of your petitioner, Jnn. W. Woodward, respectfully shows that on the 18th day of February 1895 an execution of fieri facias was issued from the Clerk's office of the Circuit court of the County of Lee at the suit of Cowan Mce Clung & Co., against the goods and chattels of one M. E. Woodward for the sum of ~~\$2~~ \$520.94 with interest thereon at the rate of 6% per annum from the 8th day of May, 1894, till said and \$13.20 costs, and afterwards, to wit: on the 14th day of March ~~February~~ 1895, the said execution was by J. M. Weston, Deputy for C. E. Flanary, Sheriff of Lee county, levied upon certain goods and chattels as and for the goods and chattels of the said M. E. Woodward, to wit: about twenty five thousand feet of oak lumber near the storehouse of M. E. Woodward near Beech Springs Virginia; and the said petitioner in fact says that the said goods and chattels at the time of issueing of the said writ of fieri facias and long before ~~were~~ and ever since have been the property of the said petitioner and not the property of the said M. E. Woodward, and the said M. E. Woodward had not then not at any time since has had any right or interest therein or in any part thereof. Wherefore your petitioner having duly executed and delivered to J. M. Weston, Deputy Sheriff as aforesaid a suspending bond in the penalty and on the condition required by law, he prays that as well the said Cowan McClung & Co. as the said petitioner may be caused to appear before the Circuit Court of the County of Lee to state and litigate their respective claims as touching the goods and chattels aforesaid in order to a decision of their rights respectively touching the same. And your petitioner will ever pray, &c.

John W. Woodward, by

Orville Blauvelt
his counsel.

Virginia,

Lee county, to wit:

This day John W. Woodward appeared in person before me,
A. B. Munsey, Clerk of the Circuit Court of the said county

and made oath that the matters and things stated in the foregoing petition are true.

Given under my hand, this the 7th day of March, 1895.

A. B. Munsley
C.C. Clerk.

Upon motion of J.W. Woodward, who appears to have delivered, according to law, to J.M. Weston, Deputy for G.E. Flanary, Sheriff of Lee county, a suspending bond with good security, in the penalty and on the conditions required by law, and who complain that an execution of fieri facias, issued on the day of 8 18 , from the Clerk's office of the Circuit court of Lee county, at the suit of Cowan, McClung & Company against the goods and chattels of one M.E. Woodward for \$520.94 with interest thereon at the rate of 6% per annum from the 8th day of May, 1894, till paid and \$13.20 costs has been by the said J.M. Weston, Deputy Sheriff as aforesaid, levied upon certain goods and chattels, to wit: about twenty thousand feet of oak lumber, near the store house of M.E. Woodward near Beech Springs, Virginia, as and for the goods and chattels of the said M.E. Woodward, which goods and chattels, the said John W. Woodward avers at the time of the issueing of the said fieri facias and long before, were and ever since have been and now are the proper goods and chattels of him the said John W. Woodward and not the said goods and chattels of the said M.E. Woodward, it is ordered that as well the said Cowan, McClung & Company as the said John W. Woodward be summoned to appear here on the 8th day of the present term to state and litigate their respective claims as touching the goods and chattels aforesaid in order to a decision of their rights severally touching the same.

John W. Woodson

vs. Petitioner.

J. M. Weston, d. S., et al

Filed in open court and
by leave thereof March
11th 1876

Wm. M. M. M.

High an Jay's ^{Ranch.} B-334

High an Jay's,
\$81208367, Part chow.
Proc. 443.

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Cowan McCune & Co
et al

ads { Seamers
F. A. Macey.

To the Hon. Wm. T. Miller, Judge of the Circuit Court for Lee County:

The Joint answer and demurrer of J. D. Cowan, R. M. Rhea, Mathew McClung, C. J. McClung and Jacob L. Thomas, merchants and partners in trade under the firm name of Cowan McClung and Co., and W. W. Woodruff and Co., a mercantile firm, composed of W. W. Woodruff and W. E. Gibbins, to a bill for an injunction exhibited in this honorable court against them by F. A. Muncy.

Respondents answering say that the said Complainant's bill is not sufficient in law to call upon them to answer, and therefore pray judgement upon their said demurrer. And your respondents not waiving the ^{ne} benefits of their demurrer, but relying and insisting on the same; should further answer be required of them answering say;

That they admit that F. A. Muncy, the complainant, conveyed on the day mentioned in his said bill two certain tracts of land, and for the consideration mentioned in the said deed of conveyance, they further admit that there was a clause in the said deed which says, "And a part of the purchase money being yet unpaid, the said F. A. Muncy reserves to himself vandors line untill the purchase money is fully paid", but nowhere in the said deed does it recite how much of the purchase money is yet unpaid, therefore your respondents do not know how much or how little of the said purchase money is yet unpaid and never did know, and since the said deed acknowledged the payment of part and the bill of complaint of the said plaintiff admits the fact that the first and last of the notes in in his bill mentioned had ^{been} paid, evidently shows that according to the showing therein, that the lien of the plaintiff is not as much as he claims, or else the deed itself does not truly recite the facts when it recites that "a part of the purchase money" had been paid,

The said Complainant after reciteing the amounts of the different notes claimed to have been given him in the purchase of the said land ,and the credits endorsed thereon, say that he files the said notes with his said bill, this your respondent deny~~es~~; and furthur he says that in his deed of converance, he reserves a vendor's lien for the said purchase money(referring to the amounts just recited in his~~x~~ bill,) this also your respondents deny, and in support of this denial, your respondents refer you to *files with complainant's bill* the certified copy of the deed ^{made} by the complainant to M.E. Woodward, no where in which is the amount of the said complainants' lien mentioned, and as the deed ^{does} not recite anywhere the amount yet unpaid, and acknowledges that a part has been paid, your respondents presumed, as they had a right to do, that all the said purchase money had been paid, except one dollar, that being a part of the said purchase price of the said land, and never at any time having any notice to the contrary, and relying on the said presumption, your respondents deny the existence of any furthur lien than that for the sum of one dollar just mentioned. As to the allegations and charges made against J.M. Weston, Deputy sheriff, your respondents do not know whether they are true or not, and have no interest in the same, he is the officer of your court and we presume that he has done as your honor directed him that he should ~~do~~. And now your respondents having answerd the Complainant's bill as fully as they know how, pray that that the said injunction bill be dismissed, that an oder or decree be entered desolving the said injunction granted, and decreeing that the defendants recover of the plaintiff their cost in this matter expended, that a judgement be given them for the damages provided for by our law ~~and~~ against the said complainant; and the said complainant having given bond in the sum of One Thousand Dollars ,with the

condition to pay the amount of ~~the~~ your respondents judgements
against the said M. E. Woodward, in case the said injunction
be dissolved, signed by the said F. A. Muncy, G. W. Blankinship,
as appears by copy of hand filed with the papers of this case
W. T. Gregory and E. W. R. Ewing, your respondents pray your honor
to give them a judgements for their respective claims against
the said Muncy and his sureties; and your respondents say that
their judgements were as follows, Cown, McClung and Co., \$520/94
with interest from the 8th day of May, 1894, and \$13.20 cost,
W. W. Woodruff and Co., \$172.01 with interest from the 1st day
of May, 1894, and \$13.20 cost; but each of the said judgements
are subject to a credit of \$34.50, as of Jan. 1, 1890, *and the cost*
mentioned.

And your respondents pray judgement as aforesaid.

Cown, McClung and Co.,

W. W. Woodruff and Co.,

By Pennington Bros. Attys.

Cowan M^e Clington
et al.
vs } Answer & Demurrer
F. A. Munsely-

Filed in open court and
by leave thereof March
the 9th 1895-
A. B. Munsely Clerk

Recd. of J W Woodward Forty
Dollars - as a last payment on what
he Owed me on a certain Piece of Land
I sold him and adjoining the Lands
of Jane Grobier Down. and same is
Covered by deed from my self & Wife
to M B Woodward but the said J W Woodward
paid me the Purchase Money. his
self this Feby 1st 1890.
W D S. Coit

Garwood
Receipt

Recd of Woodward Fifty
Dollars. as a payment on a
certain piece of land. I have this
day sold him and giving a Little
Bond for same for Wed. When
he calls for same - This ^{Oct} 11th 1889
aff S. S. Catt

J. M. Woodward
Receipt

Cowan McClung and Co.,

Complainants,

vs.

In Chancery,

G. H. Ely, et al.,

defendants,

and

G. H. Ely,

Complainant,

vs.

In Chancery

M. E. Woodward, et al

Defendants

and

F. A. Muncy,

Complainant,

vs.

In Chancery,

Cowan, McClung and Co., et al.,

Defendants.

These causes came on again to be heard upon the papers formerly read therein and the report of special commissioner filed herein on the 8th day of November, 1897, and was argued by counsel, on consideration of all which and for reasons appearing to court, and the said report of the said Pennington and the deed filed therewith being unexcepted to, the same is hereby confirmed and the said J. M. and C. C. Russell will pay to the said R. L. Pennington the sum of \$5.00 for making said deed, and upon the payment thereof the ~~xxxxxx~~ clerk of this court will deliver to the said C. C. and J. M. Russell the said deed of conveyance. And this cause is continued.

Coeur McKenney

9th 3 Decr.

M^{rs} Woodward

~~~~~

W. C. C. 17. 1. 64.

Ever this morning

Yours



F.A.Muncy Complainant(

vs. ) In Chancery.

Cowan, McClung and Co., et al.

This cause came on this the 9th day of March, 1890 to be heard upon the bill of the Complainant, and depositions filed therewith, <sup>and answer</sup> and the demurr<sup>er</sup> of the defendants Cowan, McClung and Co. and W.W. Woodruff to the Complainant's bill, coupled with their motion to dissolve the injunction heretofore granted in this cause and was argued by counsel. Upon consideration of all which ~~and~~ ~~appearing to the court that there are various liens existing against the land in the said complaint's bill mentioned besides his vendors lien, it is further adjudged ordered and decreed that C.H. Jones who is hereby appointed a special commissioner for the purpose, after giving notice of the time and place of his sitting by written or printed notices posted at least 10 days at the front door of the court house, do take, state and ascertain the various liens existing against the said land in the Complainant's bill mentioned, their amounts dated and priorities. And he will report his action to court and this cause is continued.~~ <sup>and for reasons</sup> *it is adjudged ordered and decreed that* ~~the demurr<sup>er</sup> of the said complainants is overruled, but for reasons appearing to the court the injunction heretofore granted in this cause is dissolved; and it appearing to the court that there are various liens existing against the land in the said complaint's bill mentioned besides his vendors lien, it is further adjudged ordered and decreed that C.H. Jones who is hereby appointed a special commissioner for the purpose, after giving notice of the time and place of his sitting by written or printed notices posted at least 10 days at the front door of the court house, do take, state and ascertain the various liens existing against the said land in the Complainant's bill mentioned, their amounts dated and priorities. And he will report his action to court and this cause is continued.~~

F. A. Munsey Com.

vs. } Secum

Cowan M<sup>c</sup>Clung & Co

Under this

March 9, 1895-

Wm. H. Jones,



vs H Ely

against  
M E Woodward et al } In Chancery

This cause came on to be heard upon the bill answer and replication thereto, and was argued by Counsel. On Consideration whereof the Court doth refer the partnership accounts between the plaintiff and defendant under the firm name of M. E. Woodward & Co to H. B. Joslyn who is hereby appointed a Special Commissioner for the purpose to be by him examined, settled and to the Court reported with any matters specially stated deemed pertinent by himself, or which may be required by the parties to be stated.

(In in order to enable the Commissioner to state the said accounts and to ascertain what may be due either one of the parties, the Court doth further order that the plaintiff and the defendant do severally lay before the said Commissioner all books, papers and other documents belonging to the said Copartners, or either of them. And the said Commissioner will give notice of the time and place of his sitting to the parties, or their Counsel and report his action to Court. And the Cause is Continued

A Copy

Teste A. B. Munsey Clerk

G. H. Clay.

Copy of Secret

M. E. Woodward.

Clerk. 25<sup>th</sup>



This day came the parties by their  
attorneys and thereupon the defendants  
Geo. H. Blankenship and F. A. Munsey  
craved oyer of the bond in the Plain-  
tiffs declaration mentioned, and  
the decree in the chancery cause of  
Geo. H. Ely vs. M. E. Woodward it also  
directing the execution of said bond  
and the same being shown there-  
they demurred to said declaration  
in which demurrer the plaintiff  
joined and said demurrer being  
considered by the court the same  
is overruled. And thereupon the  
Defendant, M. E. Woodward tendered  
his plea in writing, to the filing of  
which the Plaintiff objected, said  
objection being fully considered by  
the court is overruled, <sup>said plea filed</sup> and issue was  
joined thereon. And the said defend-  
ants Geo. H. Blankenship and F. A. Mun-  
sey thereupon tendered 4 pleas in  
writing numbered in the margin  
1, 2, 3 & 4, to the filing of said pleas  
and each of them, <sup>the Plaintiff objected</sup> and said objec-  
tions being maturely considered  
the same were sustained and said  
pleas

and neither of them were allowed to  
be filed to which action of the court  
in refusing to allow said pleas to be  
filed the said Defendants, Geo W. Blank-  
enship and H. A. Murray, filed this  
bill of exceptions and prayed that  
the same be signed sealed and made  
a part of the record which was done  
and thereupon the said Defendants  
Geo W. Blankenship & H. A. Murray, offer-  
ed this plea in writing marked  
No 5. to which there was no exception  
and thereupon said plea was filed  
and issue was joined thereon and  
the cause was continued.

H. H. Ely  
Clerk of Order  
M. E. Woodward et al



The deposition of H. A. Mumsey taken before  
the undersigned Justice of the Peace for Lee  
County, at the office of Orr Blankenship & Ewing  
in Leesville Va., by consent of parties, on the 1st  
day of March 1895 to be read in evidence in  
behalf of said H. A. Mumsey in a certain suit  
in chancery pending in the Circuit Court of  
said County, in which said Mumsey is plaintiff  
and J. M. Weston deputy Sheriff & others are depts  
Present R. L. Pennington of Counsel for Defts  
and Orr Blankenship & Ewing Counsel for Plff.  
The said H. A. Mumsey a witness of lawful age  
and being duly sworn deposes & says.  
Are you the plaintiff in the above suit?

Ques

Ans.

Ques

I am.

Please state what amount of the purchase  
money against the land in your bill mentioned  
is yet due & unpaid?

Ques.

The amount yet due to me is  
the purchase price of the said  
land is shown by the notes  
which I have filed with my dep-  
osition showing the credits that  
have been made thereon endorsed  
on the back of the said notes  
and from a calculation it  
can be seen what is yet due.  
Some of the notes that were  
executed have been paid &  
lifted, those are not in  
my possession & of course  
are not filed. I file the  
said note and No. there "1", "2"  
& "3"

Ques

Had Mr Weston the Deputy Sheriff sold the  
Walnut lumber mentioned in your bill  
at the time your <sup>said</sup> suit was brought?

Ans

My understanding is that it  
was not then sold & is not  
yet sold.

Crass Examination  
By Pennington

Ques 1. Were the notes which you  
file with your deposition  
executed on the same day which  
the deed was made?

Ans. - I think I took the notes before the deed was  
made, the dates will show.

Ques 2. By an inspection of the notes  
the date seems to have been  
written one date & then changed  
to another, can you account  
for this?

Ans. I can not sir, The dates have not been  
changed since they were delivered to me.

Ques 3. Where was the last payment on these  
notes paid to you

Ans. Jan 1, 1894.

Ques 4. Has any thing been paid to you  
by either of these parties since  
that time.

Ans. No Sir.

Ques 5. Where did you do your trading  
that is in the store?

Ans. I bought most of my goods  
from Mr Bayler, some of  
Carter & King & some of other  
merchants.

Ques 6. Did  
Did you buy any goods from  
M. E. Woodward since Jan 1,  
1894

Ans. I bought some small articles



from her since that time.

Ques 7 About how much did you  
buy from her & how did  
you pay this, or is it  
yet due?

Ans I can't tell. I probably owe  
her 2 or 3 dollars.

Ques 8 Did you not trade with her  
previous to this time, June 1,  
1894, <sup>since the execution of these notes?</sup> And if so is not  
that account yet unpaid & should  
be placed as credits on  
these notes.

Ans. I traded with her but nothing  
is unpaid except the account referred to.

Ques 9 Why did you pay her for  
goods when she owed you?

Ans. I did it not to take the little  
capital out of the store, I could  
do without it. I did not want  
to collect my land money in  
small amounts.

Reexamined  
Ques. Was it or not your intention to retain your  
Vendor's lien in your deed to M. E. Woodward  
~~for~~ the land in the bill mentioned until the  
purchase money was all paid?

This question and the answer  
thereto is excepted to because it  
asks the witness for a question of  
law & is therefore illegal & irrele-  
vant, as his instructions must

be determined by the deed itself, and  
is a matter of law, not of inten-  
tion or fact.

Acres

That was the intention and understanding  
and I thought it was so retained in the deed.

And further this witness saith not.

witness claims,

1 day 50 cts,

J. C. Muncy

The foregoing deposition of J. A. Muncy  
was taken, subscribed and sworn to before  
me at the time and place and for the  
purposes in the caption mentioned.

Given under my hand this 1st 1895.

H. C. Joslyn J. P.



H. A. Mumsey

vs Depo

P. M. Weston D.S. & als.

Received from the  
justice before whom  
taken & filed

Nov 1st 1898.

W. B. Mumsey Clerk

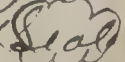
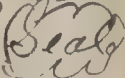
H. A. Mumsey  
first Depo

J. F. Mumsey

\$150<sup>00</sup>

Credits

Money

On or before January the first 1891  
We or either of us bind our selves—  
to pay—F. A. Manney— One Hundred  
and Fifty Dollars— with Interest  
from Jan-1st 1889— if being for  
purchase Money— on land— and we  
surely— Waive— Our Home— and  
exemption as to this debt witness  
our hands— and— Seals— This 12<sup>th</sup> day of  
June— 1888 Martha E Woodward   
J W Woodward 



Jan 27 1894

\$43.07 1/2 due January 1st 1894.

Received on the within note

from the balance & security of the CIO Hiv  
Feb 25 1892

1

M E Woodward  
to Note 180<sup>00</sup>  
Due Jan 1 891

Oct 12<sup>th</sup> 1893

13. ~~March~~ 1891  
B. 10. 1891

January the 1<sup>st</sup> 1894  
cred by Road order  
Twenty dollars &  
Twenty five cents \$20.25  
51

3

Credit the within  
rate  
Ten dollar for interest  
on this note  
February 1<sup>st</sup> 1891

Credit the within  
\$7.00 general dollars  
for clover seeds  
i Aug hel: March  
the 15<sup>th</sup> 1891  
or \$3.00 dollars for  
the use of mowing  
machine  
January 1<sup>st</sup> 1893

#58<sup>00</sup>

On or before Jan<sup>y</sup> the first 1892:  
we or either of us promise to pay—  
J. A. Munnay— One hundred and  
Fifty Dollars— With Interest  
from Jan<sup>y</sup> 1<sup>st</sup> 1889— to being for  
Purchase money— On land and  
we: here by— Ackne— Our home—  
sted exemptions as to this  
debt. Witness our hands and  
seals This Jan<sup>y</sup> 12<sup>th</sup> 1888

Martha E Woodward Seal

J M Woodward Seal

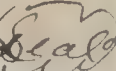
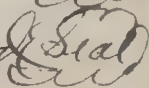


No 2.

~~Be careful of the children of our household~~  
~~and guard them from the fire of the world~~

\$ 87<sup>00</sup>

On or before Jan<sup>y</sup> the first 1893.  
We or either of us bind our selves  
to pay F. A. Murney - One hundred  
and Fifty Dollars - with interest  
from Jan 1<sup>st</sup> 1889. For purchase money  
on land - and we here by waive our  
home st<sup>d</sup> exemption as to this  
debt. Witness our hands and  
seals this 12<sup>th</sup> day - of June. 1888

Martha E Woodward   
J. H. Woodward 



M & Woodward  
To Note 150<sup>00</sup>  
Recd. Jan 18 93

- to B.

(5)

G. H. Ely 2<sup>nd</sup> Chancery  
M. E. Woodward <sup>vs.</sup> et al.

The parties interested in this cause will take notice, that I will execute the requirements of a decree rendered by the Circuit Court of Lee County Va. on the day of November 1894, at the office of the Circuit Court Clerk, in Jonesville Va. on the 4<sup>th</sup> day of February 1895. This Jan'y 19<sup>th</sup> 1895.

H. C. Joslyn  
Special Commissioner

I accept legal service of the above for M. E. Woodward et al.

This Jan'y 19, 1895.

Orr, Blankenship & Ewing

I accept legal service of the above for G. H. Ely. This Jan'y 30<sup>th</sup> 1895.

M. H. Ely



G. H. Ely  
vs. } S. Combs Vatin  
M. E. Woodward  
et al.

---

Feb 4<sup>th</sup> 1895.

George W. Ely 1897

no. 2

In a meeting

W. E. Woodward Sept

The deposition of Geo. W. Ely was taken before me the 6th day of June 1897 at the office of the Circuit Court Clerk, at New York pursuant to a notice by said court to take the deposition of Geo. W. Ely against W. E. Woodward on the 12th day of February 1895, which depositions are intended to be used as evidence by said court in the above mentioned case, Geo. W. Ely a witness of legal age being duly sworn before me as follows:

1/2

That I have been a partner in the firm of Woodward & Ely since the 1st day of the late line of W. E. Woodward & Ely.

Chas.

W. E. Woodward

2/2

That I have been a partner in the firm of Woodward & Ely since the 1st day of the late line of W. E. Woodward & Ely.

Chas.

There was no money taken at the time of the first or second meeting of the partnership, and the profits at that time amounted to five hundred dollars.



in the 1st of the month

4<sup>th</sup> Nov. Mr. E. Woodward had bought a little bill of goods and to have amount to \$250.00 and a while after I went into the business I was told that \$25.00 had been drawn out. I was told this very day. I then told the man who drew the business out that I should not take it.

5<sup>th</sup> Nov. I then told the man who drew the business out that I should not take it. I then told the man who drew the business out that I should not take it.

6<sup>th</sup> Nov. In a talk with Mr. Woodward, he told me that he had to be at the store and that it was impossible for him to be at his home, and so to make that it was necessary that I should not take it. I then told the man who drew the business out that I should not take it.

7<sup>th</sup> Nov. I don't consider that I received a bill for the 1st of the month. I then told the man who drew the business out that I should not take it.

8<sup>th</sup> Nov. There was two invoices, to the best of my recollection there was no receipt allowed on the first invoice. But other witnesses probably can state more fully about that.

9<sup>th</sup> Nov. Mr. E. Woodward never bought my interest in the business.

10<sup>th</sup> Nov. Mr. E. Woodward never bought my interest in the business.



Q. Was it in writing?  
A. It was not.  
Q. Was it oral or in the usual terms of intercourse?  
A. It was in the usual terms of intercourse.

Ans My understanding was that we were  
to be paid in the profits, but as to  
losses that was not the trial, and  
I am not positive that profits were  
made.

to make the insurance and make the relations more  
and more intimate.

I am Peter & Anne with me in the schooner  
 I will state what we could see in said houses.  
 The water and ground, &c. in the garden  
 the goods on board, &c. what the  
 I was present when the last invoice  
 was taken, but am not certain about the  
 first

Thurs. Did you render any service to the firm?

exts. - nothing very different in the stone one  
or two days.

По-грозно.

28  
 29  
 30  
 31  
 32



your contract; the store on a store, as  
the other side of the road is on a different  
side.

Ans. I was not.

Ques. Did you read it to a lady  
at the store the first time you  
showed it to her in a book in a  
way that she would see it?

This question is asked to because the contract is  
supposed to have been until the contract was made  
it could be an opinion from the witnesses & not for  
the facts of the case.

1. In ex. 10, left,  
M. C. Woodward.

Ans. We talked together at various times about  
the store business, and he never  
made any objections about the  
management of the business.

Ques. Who managed the business?

Ans. I did. M. C. Woodward always recognized the  
business done done by his hand as  
correct?

Ans. He did as far as I know, & I never  
heard anything to the contrary.

+ Ex. 10.

Ques. Is there in fact anything said about your services?

Ans. There was nothing said about my services  
and nothing said about services by M. C.  
Woodward.







Second invoice I don't know why  
I did not get it.

Q Did you hear J. J. Howard say  
any time that he was not to charge for his  
services?

A I think I heard him make that remark  
at one time, it was about the time  
I was at the store of J. J. Howard.

Q Did you know the cost made on the first  
invoice?

A I think I knew the cost made on the  
first invoice. He gave it to me  
some time before we commenced and  
he showed me it when  
we commenced to take it.

+ Exd.

Q There was on the invoice, was there anything said  
in regard to C. R. hire, & house rent, or was the  
invoice confined to the amount of goods and  
goods, the bill to the firm and an ascertainment  
of what the firm owed, and the balance struck?

A There was nothing said about house rent,  
C. R. hire, the invoice was confined  
to goods on hand, debts due the firm  
and it was ascertained what the firm  
owed as I understood it, and the  
balance was struck and the profits were  
ascertained in that way.

Q Have you ever been engaged in the mercantile business,  
physically to become a partner?

11-7-88



Q. I never owned an interest in the Mer-  
cantile business, but I have been in  
it, and my wife had an interest  
in it, and when we were in it,  
and I did in getting up the business  
in that concern.

Q. Is it customary, or usual, according to your experi-  
ence and observation, when persons enter into  
a partnership business and distribute equally  
to the capital for one to render all the services  
necessary to carry on the business, and if he  
does to make no charge for his services?

Obj. that to become ~~that~~ material to the  
issue.

1/2 17 97

A. I should suppose it would be a  
custom in the country.

Q. Is it usual for merchants to give or tell their part  
work to their neighbors or customers?

A. I suppose not.

Q. What relation was there to the party  
you are his Brother-in-law.

He was a merchant

Q. He was a merchant, so that you would be  
the business owner, and he was, and did all  
the business, and that was the way to  
said invoice?

A. He only asked me to assist in taking the  
invoice, I suppose that he & his wife  
knew about it, at least they did not  
object, I heard nothing said to the  
country.



and further this defendant in a rat.  
Wm. C. Hall  
Feb 5 1895

1-2-7  
-being reintroduced by Flo' Tiff  
and only down according to law  
before as follows  
Was the cost mark changed between the two  
sides in view?

3-7  
It was.  
Did you know that the cost mark  
changed cost mark was?

4-7  
I did not.  
Did you call for the cost mark  
at the time of the trial in view?

5-7  
I did not.  
Was it given to the court by Mrs. C. Hall?  
It was not. I saw letters were given  
but not in such a way that we  
could understand it.

6-7  
and further this defendant in a rat.  
C. H. Hall

7-7  
The further taking of this account  
and depositions in this case, is  
by adjournment until tomorrow  
Feb 5<sup>th</sup> 1895 at 11 o'clock.  
This Feb 7 1895

8-7  
The taking of testimony in this  
case is adjourned in view  
to adjournment on this 5<sup>th</sup> day

of February 1895. Present the  
Pp. and defendant both represented  
by counsel.

... and a ... witness  
of ... and ...  
deposits as follows.

Ques Please state what assets there are of the firm  
of E. H. ... and ...

Ams I have a list here, which I have  
made out. I am going to file assets  
which I file as a part - ...  
list marked "X"

The foregoing question and answer thereto Exhibit  
etc. are objected to because the books of the business  
containing all the original entries, assets etc. are  
not produced nor accounted for, M. J. & Co. atty

Ques Please state what debts are still owing  
... to ...

The foregoing question is objected to because irrelevant  
and immaterial and for the reasons above stated,  
M. J. & Co. atty

Answer I have prepared a list, and file  
the same herewith, marked X  
which will show the said  
indebtedness.

Ques ...



Aug.

at - out in  
drew \$6.00 but in \$200.00 and Mr.  
B. Woodward put in \$200.00 but  
at the end of about one year  
Mr. B. Woodward drew out \$25.00  
and so reported it to our Bly and  
charged the same against the  
capital of Mr. B. Woodward.

Dec.

Here many invoices of the business were taken  
and in and out of accounts.

Aug.

There was two invoices taken, the  
first one, about one year after  
the business commenced. The  
second was something over a  
year after ~~that~~ the first one.  
I don't recollect the exact result  
of either, but I do remember  
that the first invoice was more  
favorable than the second. From  
the fact that times were fresh  
the R.R. was being built, and  
we had too much to cash  
our produce the first year while  
the second was not so good.  
The invoices included all debts  
due the firm ~~except due bills~~  
and all debts owing by the firm  
except outstanding due bills.

it included the goods & fixtures on hand belonging to the firm.

Ques.

What were the terms of the partnership between M.E. Washburn & J.B. Allen?

Ans.

As I understood it, the partners were to be equal, sharing alike in profits and losses, expenses &c.

Ques.

What was said about taking care and when?

Ans.

About the time I was going into the business we were talking about the business. He asked me if I was going to attend to the business myself. I told him I should if I could and had my health. He then asked me how much I would charge for my services. I told him I would be reasonable, that I

thought they could not pay regular Clerk hire on so small a business. Sometime after that we were talking about the business, and he told me he wanted me to do for my services. I then remarked that we would not fall out about it.

Ques.

Did you at any time agree with M.E. Washburn & Co that you would not charge them anything for your services in their store?



Ques  
Ans.

I did not,

that were services rendered worth  
I think for a business of that size  
as close attention as it required  
it ought to be worth at least  
\$10.00 per year. I have received  
\$05.00 per month for my services  
but it was a business of much  
larger magnitude, and of course  
was worth much more.

Ques

This is a store used in a business and  
more safe, and what would be a fair rent  
therefor?

Answer.

I myself furnished the house and  
~~furnished it~~, and I should think  
one dollar & fifty cents per month  
would be a fair price for it.

Ques

Did you at any time tell Peter F. Chance or  
any one else that you were not to charge the  
firm anything for your services?

Answer

I never told Mr. Chance any-  
thing of the kind.

Ques

Did you change the last cash and the goods  
between the first invoice and the second one  
and if so why did you make the change?

Ans.

I did change the last work. My  
reason for so doing was this -

a number of my customers had  
 learned the <sup>old</sup> ~~port~~ mark, and of  
 course it became necessary to get  
 one that they did not see on  
 one occasion one of P. H. Brown's  
 little boys told me he knew it  
 and said his father told him  
 X ~~claim~~

Ques. When did this partnership begin?

Ans. Sometime in the month of June  
 1870.

Ques. When did it ~~end~~?

Ans. I ceased to buy goods after June 1894  
 in the name of the old firm.

Ques. State if you did not say in your answer  
 in this case, <sup>under oath</sup> that the partnership closed  
 Jan. 1st 1894?

Ans. I did, and so understood it at  
 that time, and so notified the  
 parties but we had been buying  
 goods for me, but one day claimed  
 that he is still a partner, and  
 sued out <sup>a bill of</sup> ~~an~~ injunction to that effect.

Ques. Please state what the assets and liabilities of  
 the firm were on the 1st day of Jan. 1894?

Ans. I cannot do it.

Ques. Please state if you do not say in your answer  
 in this case <sup>under oath</sup> that the liabilities of the firm



on Jan. 1<sup>st</sup> 1894, was \$6.50?

Answer. I did say there was two debts that amounted to about that much, but in the absence of the books I was not positive, but I find that there were two debts left out. one of debt Bros for \$75.00 and one of J. L. Sention for \$66.00

Ques Now can you state the amt of the liabilities of the firm the 1<sup>st</sup> of Jan. 1894?

Ans. By adding the amounts, and as near as I can get at it, it amounted to \$832.00 on Jan 1<sup>st</sup>, 1894, this is shown by the first four items on exhibit filed marked X

Ques Would these lists of assets and liabilities which you here file with your deposition date?

A. Some are before Jan 1<sup>st</sup> 1894, and some are since that time.

Ques Do you file in your list of assets all the debts due M. E. Woodward & Co., prior to Jan. 1<sup>st</sup>, 1894?

Ans. As far as I know anything about it, there is any left out I know nothing about them at least I don't recollect of any left out.

Ques. Did you or M. E. Woodward, run an acct with the firm of M. E. Woodward & Co.?

Ans. I run an account with the firm, M. E. Woodward did not.

Ques. Will you charge yourself with all you took out of the firm?

Ans. I did, to the best of my knowledge.  
Ques. What did you acc't with the firm amount to?

Ans. I don't remember, but will file it, in due time

Ques. Do you give in your list of the liabilities all the liabilities of the said firm up to Dec. 1st 1894?

Ans. If there is any thing left out I don't know it

Ques. Do you then not intend to charge the said firm with your services, including your house rent?

Ans. I certainly do.

Ques. Who furnished the house in which you carried on the business; was it your house or M. E. Woodward's?

Ans. I built the house and of course it is mine

Ques. Will not M. E. Woodward recently make a deed of assignment for the benefit of creditors?

Ans. He did.

Ques. How does the list of assets and liabilities recited in that deed of assignment compare with the list of assets and liabilities you have filed in with our petition?

Ans. They don't compare



fact that there has been a sum of  
\$300.00 but held up by the officer.  
in attachment proceedings & the sum  
about \$150.00 was lost on sheep  
- killed & unincubated

Ques How the butchering and loss before or  
after the 1st of Jan. 1894.

Ans. It was since Jan 1st 1894.

Ques During the time the business of M.E. Woodward  
and G.H. Ely were partners as M.E. Woodward & Co.  
Did the firm make or lose money?

Ans. I consider taking everything into  
consideration there was money lost.  
Part of the time there was money  
made and part of the time money  
was lost.

Ques How did you lose money?

Ans. We lost on produce and stock  
debts &c.

Ques How much did you lose on produce?

Ans. I could not say - we lost so  
many times and on so many  
occasions that cannot say.

Ques What was M.E. Woodward worth at the  
time the partnership was formed?

Ans. He was worth what he put in the  
business.

Ques What was she worth on the 1st day of Jan. 1894?

Ans. I cannot say - as we did not take any invoice.

Ques Please state if you do not say in your answer in this case under oath that she was worth \$2000. in real estate and \$2500. in personal property?

Ans. I did not aim to make any such statement. I did not read the answer myself. and did not understand it.

Ques What kind of statement did you intend to make?

Ans. I intended and understood the answer to mean, that Mr. E. & J. W. Woodward were worth that amount jointly.

Ques Do I now understand you to say that you and Mr. E. Woodward on the 1st day of Jan. 1894 were together worth the aforesaid sums?

Ans. I understood it to read that both were worth \$2500.00 all told.

Ques What were you worth at the time the partnership was formed?

Ans. I was worth, I suppose about \$1500.00

Ques What did that property consist of?

Ans. It consisted of money paid into land



Ques

Horses. cattle. debts due one or two  
Is it not a fact that you and M. E. Woodward  
made large and permanent improvements on  
your lands down there, with the funds arising  
from the firm's business and goods etc?

Ans

We did not.

Ques

Where are those invoice sheets that you speak  
of in your examination in the 1<sup>st</sup>.

Ans.

The last 2 rows of them Peter W.  
knows that them. I believe in  
his state of things, I cannot be  
red men.

Ques

Will you keep any record of those invoices?

Ans

I did not.

Ques

Did you send to your account against, or the acct  
of M. E. Woodward & Co. against G. W. Co., filed  
by you and listed at \$130. please state what  
it is made up of?

Ans

~~the~~ I purchased out of  
the store

Ques.

Where are your books of the firm's business?

Ans.

The ledger is partly eaten up by  
rats. It is broken while they took the  
store locked up. A book that I  
kept Bank accounts in is at my  
house there is also 2 or 3 small books  
at the store. Memoranda books,  
and further this deponent soith not.

J. M. Woodward

The further taking of this account  
and depositions in the same is  
adjourned until Monday Feb 11<sup>th</sup>  
1895. at the Office of M. E. Ely  
This February 5<sup>th</sup> 1895.

J. B. C. Ely

By Consent

By Consent the further taking of  
depositions in this case is hereby  
adjourned until some future day  
agreed upon at the Office of M. E.  
Ely. This Feb 11<sup>th</sup> 1895.

J. B. C. Ely

By Consent

By agreement the taking of this  
account and the depositions therein  
are resumed at the Office of M. E.  
Ely, on this 8<sup>th</sup> day of May 1895.  
John W. Woodward being again duly  
sworn was Re-introduced and deposes  
as follows

Ques. 1.

State whether or not the firm of M. E.  
Woodward & Co. owe you any thing, if so,  
how much? And please file an account  
itemized of this fact.

The foregoing question and any answer thereto is objected to  
because immaterial, irrelevant. This being a suit to make  
settlement between J. B. Ely and M. E. Woodward,



and because the original books from which acct purports to be taken is not produced, the book being the highest and best evidence.

Answer. The firm of M. E. Woodward & Co. do owe me. They owe me \$736.<sup>84</sup> and I hereby file an itemized account of the same marked 'O.'

The foregoing question and answer is <sup>further</sup> objected to because this same witness heretofore on chief examination filed a list which he swore was all the liabilities the firm owed, and because the answer to this question <sup>contradicts</sup> former statements, and tends to impeach the witness. And again this is not a settlement with J. W. Woodward.

Ques. 2. Explain how you happened to have this account made off, when the book from which it is taken is damaged?

Ans. My attorney told me at the June term, 1894 of the Circuit Court, that probably my own account and M. E. Woodward might be called for, and I drew my account off. M. E. Woodward had no account with the firm. This is the reason I have my account to file. This was before the books were damaged.

X Examination

Ques. How long did it take you to fix up this acct, which you file with your deposition?

Answer. I don't remember just how long it took me. I worked at it when I had nothing else to do in the store sometimes half an hour and sometimes longer at a time.

ques When did you make off this acct?

Answer. I made off the bulk of it during May 1894. and after that time I added to it as things came up, until the final close of the account I think it was in Dec 1894.

ques What did M. E. Woodson & Co. owe you on Jan. 1st. 1894?

Answer. I cannot answer this question accurately because I had been paying in and out at different times, and the account is in such a shape I cannot well separate the amounts. I often paid out money months before it was charged or credited on the account.

ques. You did not keep a true and correct acct of all the business of the firm then did you?

Ans. I did to the best of my ability - but did not keep dates up as I should. Not thinking there would be any trouble I was careless about dates.

ques From what book or books did you take the acct, here filed?



Answer. I took them from the book we  
used as a Ledger, and the same  
book that has been mutilated by  
rats, after that book was filled up  
I kept the account on slips of paper  
Qws. Please take this book and point out to the  
Commissioner your acct, in the same way  
part of it?

Answer. In the absence of dates and names  
it is impossible for me to point  
out my account on the book

Qws. Did you or not, turn through the book just  
now and examine each account therein?

Ans. I did. Twice,

Qws. When did this partnership between M. E. Woodward  
and G. W. Ely begin?

Ans. The partnership commenced on May 1<sup>st</sup>  
1890. but I think it was about one  
month after that before Mr Ely put  
his money into the concern.

Qws. Did M. E. Woodward run any acct. with the firm  
of M. E. Woodward & Co.?

Ans. She did not.

Qws. Please state, if about the <sup>time of the</sup> institution of this suit  
you did not write G. W. Ely a letter in which  
you said M. E. Woodward had an acct, <sup>with the firm</sup> and that  
he could come and examine the same?

Ans.

Mr. Ely wrote me something about M. E. Woodward's account, and I simply answered him that the books were open for him to come and examine the accounts at any time he wanted to.

Ques.

State whether or not you have conducted all your business from the time of the this partnership up to time partnership ended in M. E. Woodward's name;

Answer.

I have done all the store business in her name, but I had outside business I done in my own name.

Ques.

The logging and timber business you spoke of awhile ago, was it transacted in your name or M. E. Woodward's?

Ans.

The logging was done in my own name except one <sup>Contract</sup> with ~~Mr.~~ Wilson that was in the name of M. E. Woodward.

How

Ques.

How was the business transacted with U. V. Chelf?

Ans.

It was done in the name of Mr. Chelf and myself. I hired him to cut the timber and paid him for it.

Ques.

Whose timber was it that Wilson & Co. and Barber logged for Jan? And from whose land was it taken?

Ans.

It was taken off my land. I have paid



all that has been paid on it. but it is not all paid for yet. I have never got a title to it. but am to have a title when I make the last payment.

Ques Who is the title in at this time;

Ans. It is in M. E. Woodward.

Ques Where was this book at when the rats eat the top off of it?

Ans. It was in a box under the counter with other books and papers.

Ques Do you know the rats did not eat the other end off?

Ans. No Sir.

Ques Haveit you heretofore in your deposition filed an acct of all the liabilities of the firm of M. E. Woodward & Co; And if so was your acct of \$736<sup>84</sup> in said list; and why not?

Ans. It was not. Simply because I was asked to file the accounts of Wholesale Merchants.

Ques Now is it not a fact that you have made off your acct since you gave your deposition in to foreat. Jonesville?

Ans. I have not made an item of it Since I gave my deposition in Jonesville in Febry last.

Ques If G. W. Ely did not go into the business until June 1st 1890. why do you charge for your services, from per 22. to 1st of May,

Ans.

because the business was commenced May 1<sup>st</sup> and I considered him a partner from that time.

Ques

Don't you know it to be a fact that there is not a single item charged in that book, from which you claim you copied your acct.?

Answer.

I know that all the items charged on the account are in the book so far as it goes, to the best of my knowledge. I might overlooked an item or two but did not mean to,

Ques.

Did you charge yourself with everything you took from the firm?

Ans.

I did, to the best of my ability.

Ques

How much did you pay John Seab for work and labor done? while the partnership was running?

Ans.

My account here filed will show. I paid him <sup>out of the firm</sup> \$41.35, besides a cow I paid him on my own account.

Ques.

Did you charge yourself with what you paid Isaac Thomas?

Ans.

I paid him \$37.5 and it is on the account.

Ques.

Explain to the Commissioners what your <sup>against M. E. Woodward & Co.</sup> acct. here, has to do with a partnership settlement between M. E. Woodward and G. H. Edg<sup>r</sup>?



Ans.

The papers will show, as far as I know,

Ques.

Was the partnership authorized to deal in lumber and sheep?

Answer.

I never heard anything said about it. I heard of no objection from any one. The dealing in Lumber & Sheep was all since Jan 1<sup>st</sup> 1894, and the proceeds was applied to the payment of the old debts previous to Jan 1<sup>st</sup> 1894, and also the stock of goods that was on hand, were sold & proceeds applied the same way.

Ques.

You claim that this book contains 1<sup>st</sup> invoice of profits. State if you did not heretofore swear that you kept no record of the invoices?

Ans.

I do say that this book contains the first invoice, and profits ascertained, less outstanding due bills &c. I did so swear, and at the time did not know I had this book, but in looking over some papers I came across this book,

Ques

In your acct, here filed you have charged M. E. Woodward & Co. \$66<sup>64</sup> paid <sup>M. E. Edg</sup> ~~me~~, Please if that was not paid me on an execution issued on a F. C. B. vs. M. E. Woodward. J. M. Woodward, Ex. H. A. Ramsey?

Ans. It was, for a debt that Mr. E.  
Woodward has owed. myself and  
J. A. Munsey went on the F. C. Bond  
ques. The \$193<sup>25</sup> charged to M. E. Woodward & Co. for  
mill etc. Please state how it is they owe you that amount?

Ans. Simply because, I had paid out  
that much on a mill that Mr.  
Ely has in his possession, with  
the understanding that I was to  
be  $\frac{1}{4}$  partner, and I thought as  
I was to get nothing out of the  
mill I ought to be paid back  
what I <sup>had</sup> put in. So I charged it  
up to the concern. I paid it in  
cash of my own \$32<sup>00</sup> and the balance  
I paid out of the store of M. E. Woodward  
& Co and charged it to myself, which is  
on my bill here filed marked "O."

ques. If you take \$200. per year out of your acc't  
here filed for your services as clerk etc. How much then  
would M. E. Woodward & Co. owe you?

Ans. If I was allowed nothing for clerking  
service. it would leave me owing  
the firm a small balance

ques. According to your statement here How much does  
G. W. Ely owe M. E. Woodward or How much does  
M. E. Woodward owe G. W. Ely?



Ans.

The accounts, will show.

And further this deponent soith nof.

John E. Woodward

John E. Woodward witness of lawful age being introduced by Off. S. J. S. and soith nof.

Ques. 1st Please state your age, occupation and residence;

Ans.

I am 50 years of age, a mechanic, and I live near Beech Spring Lee Co Va.

Ques 2 Please state whether or not you are acquainted

with the <sup>late</sup> firm of M. E. Woodward & Co., and whether or not you ever traded any with said firm; and if so, how much has been paid you out of said firms store for labor etc.;

Ans.

I was tolobly well acquainted with it, I traded with Them Considerable, I was paid out of the store first and lost about \$115.00 it might be more or it might be less.

Ques. Were you about the firms place of business any and if so, did you see employees of J. M. Woodward come in to said store and take out nails, corn, etc without weighing or measuring, if so tell all you know about it?

Answer.

When I was at work for J. M. Woodward I took Nails out of the store to use for him. without their being weighed, a few.

Ques. 3 Please state whether or not you ever heard J. W. Woodward say anything about what <sup>he</sup> charged or was to charge for his services in conducting the business of the firm of M. E. Woodward & Co.?

Ans. On one occasion J. W. Woodward told me he was doing the work there as clerk free of charge, and I heard him make the same declaration to others.

Ques Please state what you heard him say about hauling goods etc.?

Ans. He wanted some work done on a wagon, <sup>I think</sup> he seemed to be a little out of humor. he said he was doing all this work for the firm <sup>on July, or</sup> free of charge.

Learn.

Ques. 1. You say some nails were removed without weighing, do you know whether or not these nails had been charged to J. W. Woodward before you got those you mention?

Ans. I don't know anything about that.

Ques. 2. Then can you say that even any of the goods belonging to the firm were ever removed by Woodward himself or by his order that were not charged?



The foregoing question is objected to because  
argumental and tends to raise a question with witnesses?  
211. 4. 64 at 4 Q

Ans. I cannot,

Ques. 3. Do you know what the firm  
contract was, or what J. W. Woodward's  
contract with this firm was?

Ans. I don't know what the firm's con-  
tract was. Neither do I know  
anything about J. W. Woodward's con-  
tract with M. E. Woodward & Co.

Ques. 4. Then when you say you heard  
Mr. Woodward say he was doing cer-  
tain things free, do you know  
whether he had reference to work done  
for the firm, or with ~~for~~ some  
individual?

Ans. It was work done for the firm  
as I understood it.

Ques. 5. Please tell us exactly what he said  
he was to do without charge?

Ans. I thought he had direct reference  
to his clerking in the store, hauling  
& other connection with the store, is  
what I thought he had reference to.

Ques. 6. Do you give your impression  
derived from his conversation or  
do you give what he really said?

Ans. I give what he really said.

Ques. 7. Then state his language?

Ans. He said, <sup>I am</sup> ~~he was~~ doing all this work for the firm free of charge.  
Ines. & How did he come to say this to you?

Ans. I don't remember exactly, but I think it was about the time we was talking about repairing the wagon - but am not certain about it.

Re-direct:

Ques You do know that you took nails out of Firm's store without their being mis-hal at the time?

Ans. Yes. I took a few nails out. I took them out of a keg we had been weighing out of.

Re-Exam.

Ines. How many did you get, & do you know whose they were?

Ans. I got a few pounds. They were in the store, and I don't know whether they <sup>were</sup> J. W. Woodward or the firm's.  
And further this deponent soith not.

Witness claim  
1 day 50 cts.

John E. Seal

The further taking of depositions in this case is adjourned until to-morrow morning May 9<sup>th</sup> 1895 at 9 o'clock at the same place.  
This May 8<sup>th</sup> 1895.  
H. C. Joslyn  
Shi Court



Met pursuant to adjournment  
on this 9<sup>th</sup> day of May 1895:  
at the office of M. C. Ely.

G. W. Ely introduced by Off. deponents with

q. Please state all you know about the saw  
mill transaction with Mr. E. Woodward?

Answer. In the year 1891. in the Spring. S. H.  
Russell and myself, were talking  
of buying a saw mill, and I  
happened to be at the store of Mr.  
E. Woodward Esq. and was speaking  
about it. and Mr. J. W. Woodward  
said he would like to have  
an interest in the mill. and  
made the proposition. to run  
that he would help pay the  
freights on the mill. and pay  
1/4 of the expenses of running it.  
and myself and Mr. Russell  
were to run the mill until  
it had earned enough to  
pay for its-self. and when  
it had done so, Mr. Woodward  
was to own 1/4 of the outfit.  
Mr. Russell & myself paid for the  
mill \$1700.00 and we paid our  
portion of the freight. and

run the mill according to Contract, and up to the present time, it is not fully paid for - but I think there is enough coming to the Mill Co. to pay it out. I consider Mr J. W. Woodward owns  $\frac{1}{4}$  of the Mill outfit when we collect up what is due the mill,

Ques. In the suit at law against you by M. E. Woodward she has been charged with \$98.<sup>25</sup>; and in this suit J. W. Woodward has M. E. Woodward & co. charged with the same amt. Please state whether or not you or M. E. Woodward & co. either owe the said amt.?

Answer. I don't owe J. W. Woodward anything on the mill - neither does the firm of M. E. Woodward & co owe him for it or anything on it.

Ques. Please state if M. E. Woodward in her answer in this case under oath does not say that she is the one that was to have the  $\frac{1}{4}$  interest in the mill and that pursuant to that agreement she paid the \$98.<sup>25</sup>;

Ans. According to the answer now before me she claims to be the partner, in the saw-mill.

Ques. I now hand you the returned acct of M. E. Woodward against you in which an action at law was brought. Please state what part of that acct you owe if anything, do you owe for the colts charged?



Are you responsible for the items charged that  
was not paid on your order?

Answer. There are some items in that account  
that are correct, and some that are  
not correct. I don't consider that I  
owe anything on the Colt. The amount  
lifted by Peter Bonett & wife & Mollie  
Thomas, I never authorized them  
to get the articles, and I had previously  
notified J. W. Woodward not to let my  
family run in debt in that store  
unless I told him so. Peter Bonett's  
wife and Mollie Thomas are my  
daughters.

Ques With what knowledge you have of this partner-  
ship business and its success how much do consider  
is due you from M. E. Woodward on a fair and  
just statement?

Answer. It seems to me that I ought to  
have my original capital at least  
which was \$200.<sup>00</sup>

Ques I now hand you the book that is claimed to be  
written. Please examine it and see if you can  
see any sign of rats teeth on it?

Obj. This question is objectionable be-  
cause it asks for an opinion  
because the book being in evi-  
dence shows for itself.

Ewing Ford Woodward

Answer. I dont know how to answer this question but it looks like there was something about it that a rat could hardly do. in some places it looks like it might be a cut. but I dont know that it is.

Ques. Did you ever see a rat that you thought was stout enough to tear that cloth the way it has been torn?

Ans. I would hardly think a rat or one of our common ones could tear it that way.

Xamination.

Ques. 1. Did you ever send your children to the store with verbal orders for goods?

Answer. Yes, I did. Some of them I think.

Ques. Is the account of M. E. Woodward against yourself & Ed. M. Russell just or paid?

Ans. According to my recollection it is very nearly correct. but the account is due M. E. Woodward too.

Ques. You say it seems to you that you ought to have your original capital due you, now are you not given credit for that amount in the account of the firm vs. Liddie & Co. & you?



Ans.

I see he has got it on the <sup>acc.</sup> account of M. E. Woodward & Co. vs. Geo. H. & Lydia. and he has also got me charged with what he find on the saw-mill.

Ques.

Can you tell any thing certainly about the firm business, or do you not have to rely on those who kept the books?

Answer.

Of Course I will have to rely upon the one that kept the books

Ques.

Why do you say that you do not owe for the call?

Answer.

In the Spring of 1891. J. W. Woodward had bought a very common looking Colt, and put it in a field adjoining mine, Mr Woodward's mare broke out of his field and come to my stable. Then my mule broke out of the stable and went back with the mare into Woodward's field. and I suppose the Colt was killed but what killed it, or how it was killed I don't know.

And further this deponent with not. H. M. Houdshell introduced by G. H. Ely  
Diff. Obposed and oays.

Ques.

Please state all the dealings you have had with J. W. Woodward or M. E. Woodward & Co. and how much have you been paid out of the store of said firm?

Ausmer. Mr Woodward hired myself and Tom Shupe to take down a house, and rebuild the same, for \$90.00 I also done some work on a barn. That come to \$7.40 myself and Harrison Shupe cut a lot of timber that amounted to \$12.22 on the building of the house Mr Woodward put in a cow for \$30.00 and some beef. \$2.28 the rest was paid out of the store except \$10.00 which Mr Woodward paid me in cash

ques. Are you acquainted with John W. Woodward?

Aus. Yes. I am pretty well acquainted with him.

ques. Are you acquainted with the neighborhood in which he lives?

Aus. I think I am pretty well acquainted in the neighborhood where he lives.

ques. Are you acquainted with his reputation in that neighborhood for truth and veracity?

Aus. I think I am.

ques. Is that reputation for truth and veracity good or bad?

Aus. Very bad I think by the way people talk.

X exam.

Aus. Would you believe J. W. Woodward on oath?

Aus. I would have to believe him on oath.



Ques.

You speak of doing work to the amount of \$90.<sup>00</sup> & \$12.39, were these sums paid you, or did you get only one half?

Ans.

I got \$40.<sup>00</sup> out of the \$90.<sup>00</sup> and one half of the \$12.<sup>39</sup>

Ques.

Object

You say that you would believe John W. Woodward on oath, is that statement from your own knowledge or from the reputation he has?

Ans.

From my own knowledge.

Ques.

Now, judging from the reputation he has, can you say that you would give him full faith and credit on oath?

Ans.

I don't think I could say.

And further this deponent swith not.

Witness claim

Wm Hounshell

1 day 50 cts.

John W. Green another witness introduced by aff. deposes and saith;

Ques.

Please state all the dealing you have had with J. W. Woodward or M. E. Woodward & Co, and how much was paid you out of the store of said firm?

Answer.

I swapped watches with Mr Woodward and he paid me \$19.<sup>00</sup> out of the store. That is about all our dealings

Ques. Are you acquainted with J. W. Woodward?  
Ans. I am tolerably well acquainted with him.

Ques. Are you acquainted with the neighborhood in which he lives?

Ans. I am.

Ques. Are you acquainted with his reputation in that neighborhood for truth and veracity; if so is it good or bad?

Ans. I am acquainted with his reputation from hear say - and it is not good.

Ques. From what you hear of his reputation could you give him full faith and credit on oath?

Ans. From his reputation from what I hear I could not give him full credit.

Ques. I am -

Who did you ever hear discuss Woodward's character for truth?

Ans. I have heard Thomas Edds, P. L. Chance, Buck Hounsell, Peter Bonett, William Harben & John Harris.

Ques. Tell us something - you heard them say?

Ans. I have heard all of them say, that he would say he had goods at the depot, when he had none there.



I also heard Peter Barrett say. he told him. he had an account against him. and when he went to pay it off. it was ~~an account~~ a note.

Ques. Do the neighbors regard Mr. Woodward as a liar?

Ans. It seems they do, from what they say - but I don't know.

And further this deponent swears, that

with claims  
1 day 50. etc.

John. W. Green

John Harris another witness introduced by Deft. deposes and saith;

Ques. Please state as to all your dealings with J. W. Woodward or M. E. Woodward & Co. and state how much you have been paid out of firm's store for work labor done etc;

Ans. I cannot say exactly. I have dealt with M. E. Woodward & Co. ~~for~~ all the time the partnership was going on, in which Mr. G. H. Ely was one of the concern, and during that time I dealt at least \$200.<sup>00</sup> worth and all this amount was paid me out of the store.

Ques. Please state what you <sup>know</sup> about nails and corn being taken from the store without being weighed or measured?

Answer. I took some few pounds of Nails out perhaps 10 lbs. I also took out some Corn that had not been measured, I guess. There was at least forty bushels out of the Crib and store that was not measured. Mr Woodward told me some-one was stealing the Corn, and he had me move it from M. E. Woodward's Crib and put it in his own, and we fed it from his Crib.

Ques. Are you acquainted with John W. Woodward?

Ans. I am.

Ques. Are you acquainted with the neighborhood in which he lives?

Ans. I am.

Ques. Are you acquainted with his reputation in that neighborhood for truth and veracity, if so is it good or bad?

Ans. I am acquainted with his reputation in his neighbourhood, and I would have to say it is bad.

Ques. Judging him from that reputation which he has would you give him full faith and credit on oath.

Answer. From what I have heard if it be true I could not believe him.



## Xaun.

Ques. Do you know that what have heard said of Mr. Woodward is true?

Ans. I heard a heap of talk, but don't know that it is true.

Ques. Mr. Woodward has given his deposition in this case, now judging him by his reputation as you say you have heard it, are you willing to say you do not believe what he states in his deposition?

Answer. I could not say. That I could not believe his testimony in his deposition.

Ques. You have stated that you did certain work for Mr. Woodward, please state when you began, & tell what you did, as near as you can?

Ans. I began in the fall of 1890. I worked for him, until along in the Spring and some in the Summer. I guess about 50 day work in 1890, & 91. in 1892. I worked for him 10 days in 1893. 4 months at \$5.<sup>00</sup> per month, in 1894. 4 months at \$5.<sup>00</sup> per month.

Ques. Do you know who owed any come & become that you received from Mr. Woodward?

Answer. I got the most of it out of the store. but I don't know who was the owner of it, I don't know whether Mr Woodward charged the Corn to himself or not, that was moved from one crib to another. And further this deponent saith not.

witness claims J. H. Harris

1 day 50 cts. Peter F. Chance another witness introduced by Off Apouth and saith {

Ques. In your deposition heretofore taken you make a statement in regard to J. W. Woodward saying that he was not to charge for his services in attending to the business of M. E. Woodward. Please repeat that statement again and any other matter you remember about the conversation that occurred at the time?

Answer. I asked Mr Woodward at the time we took the first inventory what he charged Geo. H. for attending to the business, and he said he did not charge him anything. That he was in a little business there himself and he did not charge him anything.

And further this deponent saith not.

witness claims  
1 day 50 cts.

J. F. Chance



David Wilson and E. I. Speake  
Abel Barber and ~~Abel Barber~~  
<sup>William Attery</sup> and J. M. Russell  
having been summoned and  
appeared but not examined then  
all claim for one day each  
as witnesses, 50 cents each.  
The further taking of depositions in  
this case, is hereby adjourned until  
Wednesday May 15<sup>th</sup> 1895. at the office  
of the Circuit Court Clerk in Jonesville  
Va. This 9<sup>th</sup> day of May 1895.

H. C. Foslyn -  
Spl. Commr

Met pursuant to adjournment, and  
there being no witnesses present  
the further taking of depositions in  
this case, is adjourned until May the  
20<sup>th</sup> at the office of the Circuit Court  
Clerk, This May 15<sup>th</sup> 1895.

H. C. Foslyn Spl. Commr

Met on this 20<sup>th</sup> day of May pursu-  
ant to adjournment. Present Plff &  
Def by Counsel

W. C. Hobbs, <sup>introduced by the def.</sup> a witness of low per-  
age being duly sworn deposes  
as follows.

1<sup>st</sup> ques.

Are you acquainted with

J. W. Woodward, do you know his reputation in his neighborhood for truth? If so is it good or bad?

Ans. I am acquainted with J. W. Woodward we were raised together. I am tolerable well acquainted in the neighbourhood where he now lives. as far as I know his reputation is good.

Ques. 2. Judging him from his reputation, would you give him full faith & credit on oath?

Ans. Yes sir: I would how to give him Credit and Faith on oath;  
X Ammission

Ques. Do you say that you are acquainted with the neighborhood in which J. W. Woodward now lives?

Ans. I know the neighborhood very well.

Ques. Are you acquainted with his reputation in that neighborhood for truth and veracity?

Ans. I know that it was good four years ago - but just at this time I don't know just how his neighbors do talk about him.

Ques. Did you ever hear any body discuss <sup>a speech of</sup> his reputation for truth and veracity?

Ans. I don't know that I have.

Ques. Have the deist know his reputation & you

Ans. I have never heard any one say



anything about it lately.

Ques If you knew that Mr. Woodward had sworn something in his answer in this <sup>case</sup> and another directly opposite to that in his deposition in this case, then could you give him full faith and credit on oath?

Obj. because this has nothing to do with the issue.

Exempt for Mr.

Ans. If I knew he had. of course I could not.

And further this deponent with not.

With claim  
1 day 50 cts

W. C. Keith

B. M. Coines a witness of lawful age being duly sworn deposes as follows:

If you know J. W. Woodward, state how long you have known him. State whether or not you are acquainted with his reputation for truth among his neighbors, or if so whether it is good or bad, or whether from this reputation you would give him full faith and credit on oath?

Objected to because illegal, but does not ask whether he is acquainted the neighborhood in which lives, and reputation in that neighborhood for truth and honesty.

Mr. E. E. for Opp

Ans. I have known him about twenty  
five years. I am not acquainted  
in his neighborhood.

And further this witness with out,  
witness claims  
1 day 50 cts. B. M. Gomer

C. W. Wynn another witness of lawful  
age being duly sworn deposes as  
follows.

State whether or not you know  
J. W. Woodward, how long you  
have known him; whether  
or not you know his reputation  
among his neighbors for truth,  
whether it is good or bad; &  
judging from what you know,  
whether you would give him  
full faith on oath?

Ans. I have known him about 18 years.  
I have not heard any one discuss  
his reputation, his reputation is  
good as far as I know.

X Minister

Ques Are you acquainted the neighborhood in which  
Mr. Woodward live?

Ans. I am tolerably well acquainted in his  
neighborhood

Ques Are you acquainted with his reputation in that  
neighborhood for truth and veracity?



Ans. I cannot say, that I am; nor  
that I am not, acquainted with  
it,

Ques. Please state what relation you are to Mr. Woodward  
Ans. I am a Brother in law of his.  
And further this deponent with Mr.  
C. W. Wyssie

L. W. Ellerson another witness  
of lawful age being duly sworn  
deposes as follows.

Ques. Are you acquainted with J. W.  
Woodward, and if so how long  
have you known him.

Ans. I am acquainted with J. W. Woodward  
and have known him for about  
20 years.

Ques. Are you acquainted in the neigh-  
borhood in which he lives.

Ans. I am partially acquainted in the  
neighborhood in which he now  
lives. and have known him in  
other neighborhoods where he  
has lived.

Ques. From what you know of his re-  
putation among his neighbors  
Could you give him full faith  
and credit on oath.

Object to because illegal, witness not having stated  
that he was acquainted with his reputation in the  
neighborhood where he now lives. M. E. Edg. for off -

Ans. I could. I never heard anything among his neighbours to the contrary.

Ques Mr. Ellison Are you acquainted with Mr. Woodward's reputation for truth and veracity in the neighborhood where he now lives?

Ans. Only so far as I have heard it ~~spoken of~~ and discussed among his neighbours. and that is not very extensive.

Ques Who of his neighbors did you ever hear discuss his reputation for truth and veracity?

Ans. I heard Mr. Geo H. Ely. discuss it and he seemed to like him very well. he was discussing his general character. I don't know that I ever heard any one discuss his character especially as to truth and veracity.

And further this deponent with great witness claims L. H. Ellison  
1 day 50 cts.

Virginia Lee County Court.

I Henry C. Jorlyn a Special Commissioner do hereby Certify that the foregoing deposition of Geo H. Ely. P. F. Chance. J. W. Woodward. John F. Seals. H. M. Houndshell. John W. Green John M. Harris. W. C. Halls. B. M. Coines. W. C. Wynn. and L. W. Ellison. were duly taken. Sworn to and subscribed. before me at the times and places mentioned in



The Caption of the same.

Given under my hand. This 20<sup>th</sup> day  
of May 1895.

Henry C. Folsom  
-Sgt Commissioner,

Geo H. Ely  
vs. J. In Chancery  
M. E. Woodward et al

The depositions of  
Geo H. Ely  
P. H. Chance  
J. W. Woodward  
John H. Seals  
H. M. Houndsell  
John W. Green  
John M. Davis  
W. C. Hobbs  
B. M. Swines  
W. C. Wynn &  
L. W. Hall  
J.

Costs:  
Witnesses fee \$ 7.<sup>50</sup>  
Constable " 2.00  
Commissioners 20.00



The deposition of J. W. Woodward taken before me C. H. Jones special Commissioner in the Chancery cause of Frances A. Munsey against Cowan McBlain & Co, to be read as evidence by me in determining the questions submitted to me by a decree of the Circuit Court of Lee County at the March Term 1895.  
Taken at the office of Orr. Blankenship Esq, May 28<sup>th</sup> 1895.

~~Deputy J. W. Woodward~~

J. W. Woodward a witness of lawful age, being first duly sworn, deposes and says as follows.

Ques, Please state if you can where the land conveyed by F. A. Munsey and wife to M. E. Woodward by deed bearing date June 12, 1888 is situated, the value thereof and its fair cash rental value per year?

Ans, It is situated in Lee County Virginia on the road

from Jonesville to Cumber-  
land Gap, ten miles west  
of Jonesville; on Hardy's Creek  
It is worth One Thousand  
dollars; Its fair cash rental  
value per year is worth  
forty five dollars. I herewith  
file two receipts one for forty  
and one for fifty dollars,  
which I paid E. W. S. Scott  
on the land that was convey-  
ed to M. E. Woodward by  
J. A. Munsey, and also con-  
veyed to M. E. Woodward by  
H. S. Scott, it being part of  
the ~~same~~ <sup>which</sup> land J. A. Munsey  
conveyed to M. E. Woodward,  
~~and~~ through a mistake.

Ques 2. How many acres is there of this  
land.

Ans 2 One hundred & seventy seven <sup>acres</sup>  
more or less.

And further this deponent says  
not. J. H. Woodward



Virginia

Lee County, to-wit:

I C. H. Jones Commissioner  
in the above styled cause, certify  
that the foregoing deposition of  
J. Woodward was taken, subscribed  
and sworn to before me for the  
purpose mentioned in the caption  
Given under my hand as Commissioner.  
This May 20, 1895

C. H. Jones  
Special Commissioner

F. A. Mussey  
is } Deposition  
Carran McElroy Co

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Supplement



Francis A. Munsey,  
vs.  $\frac{1}{2}$  In Chy.  
Cowan, M'Blung & Co. et al.

The deposition of F. Munsey and  
others taken before me C. H. Jones special  
Court, in the above styled cause,  
pursuant to a decree rendered by  
the Circuit Court of Lee County Vir-  
ginia on the 11<sup>th</sup> day Mar. 1895.

at the of Pennington Bros. Jonesville,  
Va, pursuant to the attached notice,  
which depositions are to be read  
as evidence in behalf of the  
said plaintiff in determining  
certain questions submitted to  
me in said decree.

Present: C. O. R. Ewing & C. T. Duncan  
for plaintiff and Robt L Pennington  
for defendants.

Dec. 1. F. A. Munsey, a lawful witness,  
being first duly sworn, deposes  
and saith as follows.

Dec. 7. Am gone the Plaintiff in the  
cause whose deposition was taken  
at the office of Dr. Blankenship &  
Ewing on the 1st day of March '95-  
filed in this cause.

2.  
If so please state who made the pay-  
ments which you state were made  
and all you know of such pay-  
ments?

Ans. 1 I am. Mr. Woodward has made  
me every payment that was made,  
When I say Mr. Woodward, I mean  
J.W. Woodward. Mr. Woodward  
married my daughter and I  
had opportunities to know what  
money she had; and know that  
she had no money of her own  
with which to make payments  
on this land. She did no trading  
herself, and had no money of her  
own, and no property to convert  
into money. Except I gave her a  
horse, saddle and bridle, and do not  
know what disposition was  
made of them. She never paid  
me a dollar on the land in  
her life. I speak of the time the deed was

2. Please state the amount due you  
from M.E. Woodward, on the land  
she purchased from you, on the 12<sup>th</sup>  
day of June 1888, the date of said deed.

Ans 2 There was due me when said  
deed was executed

I said up to the time  
she was interested in  
the share.



to wit: on 12<sup>th</sup> day of June, 1888  
 Nine Hundred and fifty dollars.  
 One hundred, <sup>dollars</sup> of the purchase price  
 of said land was paid to me  
 before said deed was executed.

3 The notes executed to you for said  
 sum of \$950.<sup>00</sup> if so please state by  
 whom said notes were executed.

Ans 3 They were executed by Martha E.  
 Woodward and J. W. Woodward.

Ques 4 3 You state in answer to a question  
 propounded to you, when you knew  
 you gave your deposition in this  
 case that John W. Woodward had paid  
 you all that had been paid to you  
 towards said land. Now please state  
 to whom if anybody, you delivered the  
 notes so paid.

Ans 4 To John W. Woodward.

5 To whom did you sell said tract of  
 land.

Objected to by Robt L. Peenington  
 because the deed is the best evidence  
 is the best evidence.

Ans 5 To John W. Woodward and Martha  
 E. Woodward his wife.

- Ques 6 Then why was the land conveyed to Mortha E Woodward alone?
- Ans 7 It was at their request, ~~It was that~~ I did this, ~~So far as my judgment~~ ~~serves me~~ I don't know why the request was made.

Cross Examination by  
Perrington, Atty, for Geoan. McBlung & Co

- Ques 7 At the time you made the deed to Mrs. Woodward, did you not know that John Woodward had previously that time been engaged in the Mercantile business, and was then owing considerable debts?

- Ans 7 In regard to Mr Woodward's being financially crippled, there was a flying report; but I knew nothing about it.  
And further this deponent  
saith not.

F. C. A. Muncey

J. W. Woodward another witness of lawful age he first duly sworn deposes and saith as follows.

- Ques 8. Please state what interest, if any



This question & the answer expected to  
become Parol evidence can not be  
admitted to explain or contradict the  
terms of the written instrument.

you have in the land con-  
veyed by Francis A. Munsey and Sarah,  
his wife, to Martha E. Woodward  
by deed dated June 12<sup>th</sup> 1888; and  
why the deed was so made; all  
you know about the purchase  
price; how much has been  
paid and by whom; and all  
you know about it?

Ans 8 I consider I have all the interest  
~~except~~ as I was the true pur-  
chaser of the land therein  
described, ~~At~~ At the time the  
deed was made, I had what  
the doctors called a cancer on  
my face; and entertaining fears  
that I would not live long  
I requested Mr Munsey to make  
the deed to her because I  
entertained the fear that I  
might drop off, and I wanted  
so she could have control  
of the whole land, and not  
be cut down to one third.  
The purchase price was as the  
deed shows, \$1050.00 of which  
amount \$100.00 was paid down;  
and as the deed shows a vendor

lien was retained for the balance. I have since paid of my own money and property the credits as shown on the notes which Mr. F. A. Munsey has filed with his deposition and I have also paid in the same way the notes which I herewith file marked 'X', 'Y' & 'Z', aggregating in principal the sum of \$60000; and I as I have said my wife Martha E. Woodward has made none of these payments nor no part thereof.

Ques 9 Please state what you know of anything as to the payment of a judgment against M. E. Woodward in favor of McMillan, Hager & Co. aggregating \$54.99.

Ans 9 The same is paid in full to M. G. Ely their atty. I here ought to <sup>be</sup> credits on the judgment in favor of M. W. Woodward & Co., aggregating \$206.72; and also on the judgment of Selig Bros. of \$91.62; and also on the one of Cowan, McClung & Co., of \$565.28, all against M. E. Woodward; ~~and also on the~~ but I do not know the amounts.



~~Ques 10~~

And the reason why I do not know, is because the Sheriff has been selling property under executions, and applying to their payment

10 Was there any understanding between your wife and yourself as to a reconveyance of said land to you in the event you got well, if so please state what it was?

Ans 10

The understanding was that she was to reconvey the land to me in the event I got well of the cancer on my face, and in view of that Agreement, and being jointly bound with her on said notes I lifted them as Mr. Munsey wanted money, thinking that the notes thus lifted would be ample security to me for the land in the event she failed to deed it to me, as they would be as I thought a lien on said land

11

Was this arrangement of having the land conveyed to your wife and her agreement to reconvey it to you as above stated by you

Ques 10 explains to become illegal.

made for the purpose of defrauding or in anyway injuring your creditors or the creditors of your wife?

11

There was no such intentions on my part, nor on the part of W.E. Woodward as far as I know.

And further This deponent saith not  
John W. Woodward

Virginia, Lee County to-wit-

I, C. H. Jones Special Commr.  
hereby certify, that the foregoing depositions of F.A. Munsey and John W. Woodward were taken, subscribed, and sworn to before me at the time place, and for the purpose as set out in the caption, given under my hand, This April 25<sup>th</sup> 1895.

C. H. Jones,  
Special Commr.



F. A. Munsey  
vs Depositions  
Carr.  
Canan, McBlung & Co et al

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On or before the first of January 1889  
I promise to pay. To H. M. M. the  
full sum of Three hundred and  
fifty Dollars for Value received  
for Purchases Money on Land and  
I here by Waive Any Homestead  
Exemptions as to This Debt Witness  
my hand and seal this 12th day of  
June 1888.

H. E. Woodford Seal  
J. A. Morrison Seal



Recd - of John St Woodson  
payment, in full of the with  
in note with its Interest  
this June the 11<sup>th</sup> 1889

J. A. Munn

(1)

64  
\$150.00

Mr. or before January the 1st 1890  
we or either of us bind our selves to  
pay F. A. Munnery one Hundred and  
fifty Dollars - with Interest from  
January the 1st 1889 for purchase  
money on land and on the same by virtue  
The Benefit of our honest expec-  
tion as to this debt witness our  
hands & seals This 12th day of June  
1888.

W. A. Edwards Seal  
J. W. Edwards Seal



Mr Woodard  
To Note

Jan 4<sup>th</sup> 1890

Recd of John H Woodard pay ment  
in full of the with in note with  
its interest this Feb 1<sup>st</sup> 1890

L. A. Muncy

(2)

On or before January the first 1884 we  
or either of us bind our selves to pay  
To H. H. H. One hundred Dollars with  
Interest from January the first 1889 till  
paid for Value received in being for  
purchasing Money on Land and we here  
by waive our Home State Exemptions  
as to this Deb. witness our hands  
and seals this 12th day of June 1888

Attest  
J. H. Woodward Seal



Received of John W. Ward  
and Family in full of  
the with an Gold with life  
Interest this Jan 3<sup>rd</sup> 1894

LCA Muncy,

G. H. Ely Plff  
vs.  
M. E. Woodward Def

Virginia Lee County to wit -

This the 3<sup>th</sup> day of June 1894. G. H. Ely personally appeared before me, D. C. Sewell a Notary in and for the County and State aforesaid, before me and made oath that the statements made in the defendants answer in the above styled cause as to the G. H. Ely agreeing to pay any part of the house rent and the services of J. W. Woodward as salesman for the firm, of M. E. Woodward & Co., is untrue, but on the contrary said J. W. Woodward agreed and told G. H. Ely that he would act as salesman for nothing as he had to be there anyway and that he G. H. Ely did go to defendants time and again for a partnership settlement, and made propositions to <sup>them</sup> sell <sup>them</sup> his interest in the business, but defendants refused to entertain any proposition, G. H. Ely further made oath that it is untrue that M. E. Woodward paid a one fourth interest amounting to \$193.25 in a saw mill, on the contrary that said saw mill is not yet paid for, and that M. E. Woodward never had any interest in said mill until it paid for its self, And G. H. Ely further made oath that the proposition in said answer in which M. E. Woodward says that through her agent J. W. Woodward that they would dissolve said partnership and turn over to Court enough of the goods and assets to pay off the indebtedness of the firm and divide the remainder between <sup>several profits</sup> them is untrue, and further it is untrue that Court knew anything of the indebtedness of the firm <sup>the defendant not telling him anything about its condition</sup> He states that - is untrue that he is insolvent - he has plenty of property over and above his <sup>time</sup> under my hand this the 3<sup>rd</sup> day of June 1894.

D. C. Sewell M. P.



G. H. Ely,

vs } affidavit,

M. E. Woodward —

Wise County, Texas:

I, W. H. Bang, a Commissioner in  
Chancery for the Circuit Court for the County  
aforesaid in the State of Tennessee  
do certify that M. G. Ely, This day personally  
appeared before me in my County aforesaid  
and made oath that he is personally acquainted  
with J. D. Edds, and knows him to be an ~~man~~  
honest, industrious young man of good  
business qualifications; that said Edds  
lives within a half of a mile from the place  
of business of M. E. Woodward & Co., and would  
be a suitable person to take charge of, as  
receiver, and manage the affairs of said  
mercantile firm, until the matters in  
controversy between them and J. H. Ely are  
adjudicated. Given under my hand  
this the 31<sup>st</sup> day of July 1894.

W. H. Bang, Comm'r in Chy.



G. H. Ely

vs { Affidavit

M. E. Woodward et al

To the Hon W. F. Miller, Judge of the Ct. Ct. of  
Lin Co.,

In the chancery court of  
Osborne McCleary & Co. vs.  
G. H. Eay, et al, and G. H.  
Eay vs. M. E. Woodward,  
et al, and J. A. Mueser  
vs. M. E. Woodward et al,  
by order returned in said  
causes your court ordered  
to C. C. Russell, as has  
been & reported herein,  
& there is now due the sum  
of \$47. <sup>00</sup>, with J. M. Russell  
as surety, though the said  
sum has been due since  
the 18<sup>th</sup> day of May, 1896, it has  
not been paid. Your court  
asks that a rule be awarded  
against the said Russell  
to show cause if any  
he can why the bond  
purchased by him may  
not be rescinded. June 14, 1897  
Edw. H. Rice, Clerk Court.



Cowen & Co.

v.s.  $\frac{3}{4}$  Report.

G. H. Co. & Co.

To The Hon. W. P. Miller

Judge of the Circuit-Court for the Geo.:-

Your undersigned special Commissioner  
appointed by a decree entered at the last term  
March, 1896. to sell the undivided undivided  
any interest of M. E. Woodward, in a  
decree entered in the case of Leeson-  
McKelvey & Co vs. H. H. Tilly, & F. A. Munsey  
vs. M. E. Woodward, was brought on  
to be heard together, being sworn to  
report that after giving notice of  
the time and place of sale, as  
required by said decree, your com-  
missioner proceeded on May 18th  
that being a court-day, at the front door  
of the court house to see the said interest,  
and after crying the sale for some  
time it was knocked off to C. C. Russell-  
~~who paid your~~ at \$50.00 who paid  
your Com. \$2.00 cash and executed  
his note for \$47.50 due in 12 mo.

Respectfully submitted -

R. L. Pennington Commr.



Leaves M. C. C. & Co.

vs. (Repart - 17)

Sale by D. L. P. P. P.

M. C. Woodward & Co. at

Filed May 29, 1846

A. B. Munsey Clk.

W.A.Muney, Compl. (

vs.

) In Chancery.

Cowan, McClung and Co. Defts.

This cause came on this the 11th day of March to be  
*of Cowan M. E. Celley & Co. & W. W. Woodruff & Co.*  
heard upon the Bill of the Complainant, demurrer thereto, coupled with a motion to dissolve the Injunction heretofore granted in vacation, the deposition of witnesses, and the exhibits filed with the said Complainants bill, and was argued by counsel; upon consideration of all which and for reasons appearing to the court it is adjudged ordered and decreed that the demurrer of the of the said Cowan, McClung and Co., and W.W. Woodruff and Co., be over ruled, that the said motion of the said Defendants to dissolve the said Injunction, be sustained, and that the said Injunction be dissolved; that upon the motion of the said Cowan, McClung and Co., and W.W. Woodruff, by their counsel they are allowed to file their answer to the said Complainants bill; that upon their motion they be allowed to file their cross bill against M.E. Woodward, who is hereby required to answer the allegations in the said bill fully and completely; And for reasons appearing to the court it is further adjudged ordered and decreed that C.H. Jones who is hereby appointed a special Commissioner for the purpose after giving notice of the time, terms and place of his sitting for 15 days, shall proceed to take, state and ascertain the liens existing against the real estate of the said M.E. Woodward, their amounts, dates and priorities, and ~~what~~ what real estate the said Woodward owns, where situated, and the value and the rental value thereof. And he will report all other matters deemed pertinent to by himself or specially required by any one interested in the said proceeding. And he will report his action to court and this cause is continued.



J. A. Munsey

vs. / Decr  
Cowan M<sup>o</sup> Gray & Co

---

Q. B.

Page 77

Enter this  
Mch 11, 1845;  
W. J. M.

F.A. Muncy, Complainant,  
vs. In Chancery.  
Cowan McClung and Co., Defts.

It is adjudged, ordered and decreed that C.H. Jones who is hereby appointed a Commissioner ~~for the~~ after giving notice of the place, time and terms of his sitting for 15 days shall proceed to take state and ascertain the liens existing against the real estate of the said M.E. Woodward, their dates, amounts and priorities and what real estate the said Woodward owns, where situated, and the value and the rental value thereof, and he will report all other matters deemed pertinent to himself or specially required by any one interest in the proceedings and he will report his action to court.

Notice.

Jonesville, Va. April 5, 1895.

The parties interested in the foregoing decree of which the above is an extract, will take notice that on the 25th day of April, 1895 at the law office of R.L. Pennington in the town of Jonesville, Va. I shall proceed to execute the same, when and where they are required to attend with such evidence as shall enable me to comply with the terms of the same.

C. H. Jones  
Special Commissioner.



F. A. Munsey

vs. } Notice for Account

Cowan M<sup>o</sup> Clary & Co.

The accept service of  
the within notice for  
Cowan M<sup>o</sup> Clary & Co v  
J. M. Weston.

Pennsylvania Bras  
Ship.

Entered in the  
Court of the  
County of  
Northampton  
Woodward & M.  
Woodward & M.  
17-875

M. Weston vs. Co.  
E. B. Clonary & Co.

|         |   |               |
|---------|---|---------------|
| Class A |   | \$306.97      |
| "       | B | 771.05        |
| "       | C | <u>101.48</u> |
| Total   |   | \$1189.40     |



M. E. Woodward,

In Account with Lien Creditors.

Balance due on a note executed,  
June 12<sup>th</sup> 1888 for \$150.00 by M. E. and  
J. W. Woodward to F. A. Munsey for pur-  
chase price of land, <sup>containing interest</sup> up to June 3, 1895

299.77

a To two notes for \$150.00 each executed,  
June 12, 1888 by M. E. Woodward and J. W. Woodward  
to F. A. Munsey for purchase price of  
land, with interest from Jan. 1, '89

Total

~~299.77~~  
~~150.00~~  
2.77.00  
306.97

W. W. Woodruff & Co. vs. M. E. Woodward  
Judgment by the Circuit Court at  
Nov. Term, 1894, doct'd Dec. 10, 1894

172 01

Inst from May 1st, 1893 to Jan. 22, 1895

17 77

" & principal Jan. 22, 1895

189 88

B Payment Jan. 22, 1895

34 50

New principal Jan 22, 1895

155 28

Inst from Jan. 22, 1895 to Apr 16, 1895

2 16

" & principal Apr 16/95

157 44

Payment off " " "

10 74

New principal Apr 16, '95

147 1

Inst from Apr 16, 1895 to June 3, 1895

1 17

Total

148 27

Costs

13 21

\$ 161 48

Conan McBlung vs. M. E. Woodward  
Judgment by Lee Circuit Court at  
Nov Term 1894

Inst from May 8, 1894 to Jan. 22, 1895

" & principal " " "

payment off " " "

New principal " " "

Inst from Jan 22, 1895 to Apr. 16, 1895

" & principal Apr 16/95

Payment off Apr 16/95

2nd new principal

Inst from Apr 16/95 to June 2, 1895

Total

Costs

\$ cts

520 94

17 70

538 64

34 50

504 14

70 4

511 18

16 34

500 84

391

504 75

13 20  
517 95

less

12-17/94 \$31.50  
1-22/95 4.00  
5-2/95 11.09

Seelz Bros. vs. M. E. Woodward

Judgment by Lee Circuit Court  
at Nov. Term 1894.

Inst from July 3, 1894, to June 2, '95

Costs

Total

75 52

390

12 20

91 62



6. The Dr. Harter Medicine Co. VS. M. E. Woodward.

Judgment by Lee Circuit Court Mar. Term 1890: Docketed Mar. 26th, 1895.

Inst from Sept/ 3rd ,93 to June 3rd, 1895.

Costs.

-- \$25.29.

-- \$ 1.00.

-- \$ 9.24.

Total. \$35.18.

6. W. E. Grinstead & Co. VS. M. E. & J. W. Woodward.

Judgment by Lee Circuit Court at Mar. Term 1890,

Docketed Mar. 26th, 1895.

Inst from Oct 30th, /94 to June 3rd 1895.

Costs.

-- \$62.70.

-- \$ 2.22.

-- \$ 9.33.

Total. \$74.25.

To Hon. W. J. Miller, Judge of the  
Circuit Court of Lee County, Virginia.  
The undersigned special  
Com'r, being directed by a decree  
rendered in your Honor's Court  
at the March Term, 1895 in the  
Chancery Cause of Frances A. Munsey  
against Cowan, McBlung & Co., to ascer-  
tain what real estate is owned by  
M. E. Woodward; (defendant in  
the Cross-bill of Cowan McBlung & Co. &  
where situated, and its rental  
value,

Your Com'r reports that M. E. Wood-  
ward is the owner of 177 acres of  
land, be the same more or less, ten  
miles West of Jonesville on the  
road to Cannon Island Gap, and  
along Hardy's Creek; that its rental  
value per year is forty five dollars,  
and which will not be suffi-  
cient in five years to pay off  
the liens here reported.

Your Com'r, ascertains that on  
June 12<sup>th</sup> 1888, Frances A. Munsey and  
wife deeded to Martha E. Woodward  
this tract of land in consideration  
of \$1050.00 in hand paid and secured  
to be paid reserving a vendor's lien



for the unpaid purchase money; but not specifying how much remained unpaid; That Martha E. Woodward and J. W. Woodward executed their notes, six in number aggregating \$1050.00 ~~for~~ the price of said land. Your Court reports that three of these notes have been paid as is shown by the receipts on the back of them.

Francis A. Munsey states in his deposition that when said deed was executed to wit on June 12, 1888, \$950.00 ~~there~~ was due him, but the notes given on that day make \$1050.00 ~~and~~ he states that one hundred dollars was paid him before the execution of the deed, so your Court only takes \$950.00 as the basis of his calculations in determining the amount yet due said Munsey. Your Court by calculation finds that there is yet due, with interest calculated to June 2, 1895, on note marked "Credits" on its face, the sum of \$29.97; and that on the two notes filed with that one there

is yet due, with interest counted to June 2, 1895, the sum of \$277.00; but these two notes on their face are for \$200.00, when they should be for only \$200.00.

Then there is yet due Munsey for the purchase price of his land the sum of \$306.97

J. W. Woodward with his deposition marked 'Supplement' files two receipts, one for fifty and one for forty dollars; but your Comr. does not report them as credits on F. A. Munsey's debt because they are given by H. S. Scott, and your Comr. does not understand from the evidence whether they should be credited by Munsey; but if your Comr. is wrong on that point, F. A. Munsey's lien should be reduced that amount.

Your Comr. files a list of the liens against W. E. Woodward aggregating \$1188.40, their priority being noted by the letters A, B, etc set opposite. Your Comr. ~~has~~ has been informed that some has been paid on the Selz Bros' lien but is not advised of the amounts or dates.



As to the evidence introduced  
tending to show that J.W. Woodward  
is the true owner of the land  
conveyed by F.A. Munsey & wife, your  
Court is not of the opinion that  
said Woodward can set up  
a claim to the land ~~conveyed~~  
~~by Munsey & wife to W.E. Woodward~~  
because he paid the money; the  
deed was made to W.E. Woodward,  
and if J.W. Woodward had  
paid all the money for the  
land, he was legally bound to do  
so, as he jointly executed the  
notes for the land, with W.E.  
Woodward; and so your Court  
is of opinion that he cannot claim  
as against the judgment creditors  
of W.E. Woodward, her deed being  
recorded was evidence to her  
creditors that she owned the  
land thereby conveyed.  
All of which is respectfully  
submitted.

This May 22<sup>nd</sup> 1895

C.H. Jones.  
Special Commr.

Frances A Munney

vs  $\frac{2}{3}$  Lewis report

Cowan McCaughey & Co

Filed May 24<sup>th</sup> 1896

A B Munsey Clerk

Lewis fee \$22.50



Cowan McBlung & Co Plffs

vs

G. H. Ely & et al. Defts

vs

Frances A. Mansley Plff.

vs

Cowan McBlung & Co Defts

G. H. Ely

vs

Plffs.

vs

In Chancery.

M. E. Woodward et al. Defts

Take Notice: That pursuant to a decree entered in the above causes by the Circuit Court of Lee County at the Nov. term, 1895, I the undersigned special Comr. will sit in the office of Pennington Bros. Jonesville Va on the 4<sup>th</sup> day of Feb. 1896, to perform the duties required of me by said decree. All interested parties are required to be present.

This Jan 20, 1896.

C. H. Jones Comr.

Cowan & Co

vs  
G. H. Ely et al.

J. A. Munsey

vs

Cowan & Co

G. H. Ely

vs

W. B. Woodward et al.

I accept service of  
the within notice for  
Francis & Munsey & W. B.

Woodward.

Grossman atty

For

I accept service for  
G. H. Ely M. G. Ely atty



Cowan McBlung & Co

vs

G. H. Cly, et al.

Frances A Munsey

vs

Cowan McBlung & Co

G. H. Cly

vs

M. E. Woodward et al.

Hon. W. T. Miller,

Judge of the Circuit Court of Lee County.  
Your undersigned special Commr. being  
directed by decree of your Honor's Court, rendered  
at the Nov. Term, 1895, to hear further evidence  
in favor of F. A. Munsey in regard to \$100<sup>00</sup>  
said to have been paid by M. E. Woodward on the  
land which he (Munsey) sold to her, gave all  
the parties notice as directed, & ~~herewith~~ he submits  
the result of his ~~very~~ investigation which is  
as follows: Your Commr. in his former report in  
this cause, reported that \$100 should be deducted  
from F. A. Munsey's claim & as the evidence  
then shown he believed his finding was correct;  
but from the evidence now before your Commr.  
& herewith filed marked 'A' your Commr. is  
of opinion that Munsey's claim is

in the former report amounting to \$306.97  
should be increased by \$100<sup>00</sup>.

I here make the calculation anew, and allow-  
ing the \$100<sup>00</sup> I find that <sup>the</sup> amount due him  
(Munsey) amounts to \$445.47. In ascertaining this  
amount I counted interest on the Notes  
from Jan. 1<sup>st</sup> 1889 (they all bear interest from  
that date) up to & including June 3<sup>rd</sup> 1895,  
that being the date to which I counted  
interest on all the bills & bonds reported.

If your Comr is wrong in allowing this \$100<sup>00</sup>,  
then Munsey's claim amounts to \$306.97 as  
before reported.

Your Comr is further directed  
to ascertain if any & what judgments have been  
rendered against M.E. Woodward & Co, or M.E.  
Woodward since the filing of his former report,  
their priorities etc, & he herewith reports, and  
files them on a separate sheet of paper  
marked "B"

And having done all he thinks is neces-  
sary, he hereunto submits the same.  
This Feb. 19, '96.

E. H. Jones



J. Little vs. J. E. Woodward & J. H. By  
 Judgment by Circuit Court Nov. 1895 \$65.20  
 Inst from 8<sup>th</sup> Nov. 1893 to Mar 2, 1896 8.87  
 74.07  
 Costs 9.86  
 Amount due Mar 2, 1896. \$83.93

Lowell Co vs. J. E. Woodward  
 Judgment by Circuit Court Nov. 1895 \$66.05  
 Inst from June 29, 1894 to Mar 2, 1896 6.53  
 72.58  
 Costs 9.14  
 Amount due Mar 2, 1896 \$81.72

Charles Peckham vs. J. E. Woodward  
 Judgment by Circuit Court Nov. 1895 \$27.42  
 Inst from 15, July 1894 to Mar 2, 1896. 2.70  
 30.62  
 Costs 8.02  
 Amount due Mar 2, 1896 \$29.10

Chapman, White Lyons & Co vs. J. E. Woodward.  
 Judgment by Circuit Court Nov. 1895 \$84.02  
 Inst from 8, June 1894 to Mar 2, 1895 8.80  
 92.82  
 Costs 7.96  
 Amount due Mar 2, 1896 \$100.78  
 39.10  
 81.72  
 85.92  
 \$805.61





F. A. Munsey, Plaintiff

Against ----(----In Chancery.

Cowan, Mc Clung & Co. et al , Defendants.

The deposition of F. A. Munsey taken before me, C. H. Jones, Special Commissioner, in the above styled cause, to be read as evidence by me in determining and passing upon the question submitted to me by a decree of the Circuit Court of Lee County, rendered at the November term 1895, taken at the office of Pennington Bros', February 4, 1896, pursuant to the attached notice.

Present: \_\_\_\_\_

No witness appearing this case is adjourned 'till Wednesday, February 5, 1896. This February 4, 1896,

*Deposition of F. A. Munsey*  
*of Lee County, Va. taken before me*  
*at the office of Pennington Bros',*  
*February 4, 1896.*  
\_\_\_\_\_  
Special Commissioner.

Present:-

C. T. Duncan, Orr & Blankenship and E. W. R. Ewing, for Plaintiff.

Ques. 1. Please state the exact terms of the contract between yourself and M. E. and J. W. Woodward in reference to the sale of the tract of land mentioned in the pleadings of this cause; give the purchase price, number and amount of notes executed; which one of said notes if any ~~have~~ have been paid and which ones are still outstanding and unpaid?

Ans. I contracted said land to them for the sum of one thousand and fifty dollars \$(1050.00), but they were only to pay me therefor the sum of nine hundred and fifty dollars \$(950.00), I giving to my daughter, M. E. Woodward, one hundred dollars (\$100.00) out of the price of said land. They executed to me the following notes, to-wit: <sup>note</sup> one due on or before the first day of January 1889, for \$350.00; the second note January 1, 1890, for \$150.00; the third note January 1, 1891, for \$150.00; the fourth note due January 1, 1892, for \$150.00, and the fifth note due January 1, 1893, and for \$150.00, all bearing interest from the first day of January 1889. The first note for \$350.00 and the second n

note of \$150.00 have been fully paid to me and lifted by J. W. Woodward. On the third note of \$150.00 there has been paid me the sums which are credited on the back of said note. These are all the sums that have ever been paid to me.

Ques. 2. I see filed with the deposition of J. W. Woodward a note for \$100.00, due on or before ~~January 1~~ January 1, 1894, and bearing interest ~~January 1~~ from January 1, 1889, it being for purchase money on land, on the back of this note is this receipt: "Received of John W. Woodward payment in full of the within note with its interest. This January 3, 1894. F. A. Muncy." Was such a note as that ever executed to you by the said M. E. and J. W. Woodward as a part of the purchase price of the said land, if so was it ever paid to you, and did you sign the receipt on the back of said note?

Ans. There never was <sup>executed to me</sup> such a note, I never taken any such note, and no such <sup>note</sup> was ever paid to me. I did not sign the receipt on the back of said note. I do not know how the note filed with the papers for \$100.00 ever came to be executed unless Woodward and his wife signed it up themselves to cover the \$100.00 which I had given them, or given to my daughter.

Ques. 3. Was the bill in this case prepared at your dictation, if not who did furnish the facts to Mr. Blankenship on which to prepare said bill?

Ans. I was not present and did not furnish the facts on which said bill was prepared. They were furnished as I understand by John W. Woodward as prepared and I was sworn to it ~~before~~ before Jeremiah Harber a Justice of said County. At that time I did not know that the \$100.00 note was mentioned in said bill, and I did not know when Mr. Woodward gave his deposition that such note was filed in the papers, or filed with his deposition.

And further this deponent saith not.

F. A. Muncy



"  
A

George W. Blankenship, another witness of lawful age being duly sworn deposes as follows:

I have frequently talked with John W. Woodward in regard to the sale of the land by F. A. Munsey to himself and M. E. Woodward; have heard him say that the \$350.00 note and the \$150.00 <sup>note</sup> had been paid by him to Mr. Munsey; also ~~the~~ I have gone over the credits on the back of the other notes with him and these amounts <sup>one all</sup> ~~is all~~ the amounts he ever claimed to me that he had paid; ~~I have also heard him and Mr. E. W.~~ and my recollection is that ~~the~~ both J. W. Woodward and M. E. Woodward have told me that Mr. Muncy gave them \$100.00 in the purchase of the land. My recollection, also, is that the \$100.00 <sup>note</sup> filed with the deposition of J. W. Woodward was represented to me by the said Woodward as <sup>representing</sup> the amount given to his wife by Mr. Muncy, and he filed said note as being paid by him - claiming that said amount was <sup>paid</sup> ~~was~~ <sup>given</sup> ~~him~~ <sup>as the</sup> ~~property of M. E. Woodward.~~

And further this deponent saith not.

George W. Blankenship

Virginia, Lee County Court:

J. C. H. Jones special Commissioner in the above styled causes, do certify that the foregoing depositions of F. A. Munsey & George W. Blankenship were taken, subscribed & sworn to before me.

Given under my hand this Feb. 12 1916

J. C. H. Jones  
Deputy Commissioner



Conan W. Blunt

vs

G. H. Bay et al.

vs

Francis A. Munsey

vs

Conan W. Blunt

vs

G. H. Bay

vs

Francis A. Munsey

Filed Feb'y 20<sup>th</sup> 189

A. B. Munsey  
Clerk

Com. fee \$12<sup>00</sup>

Cumtrow Va.

Sept 24 1887

Mr. R. L. Pinington

Jonesville Va.

Sir.

Please have the  
Deed to the M. E. Wood-  
ward Land that I  
bought made to  
J. M. Russell & C. C. Russell  
Your Respect,  
C. C. Russell



To The Hon W. F. Miller, Judge of the C. C.  
of Lee County;

In the case of Cowan M<sup>r</sup> & Co  
vs. H. H. Lee & al. your undersigned  
learned by a report filed in said  
court on the 20th day of May 1896, showed  
a sale of land to L. C. Russee for \$50.00 -  
\$2.50 of which was paid down and note  
executed payable on the 18th day of May 1897  
for \$47.50, who failed to pay said sum on  
that day & a rule was awarded against  
him at the June term 1897 of your honor's  
court returnable 1<sup>st</sup> day of Nov. term 1897,  
but on the 17th day of Sept. 1897 the said  
L. C. Russee paid your honor \$49.00  
that being the whole amount due by him  
on said note. He is now entitled to  
a deed for said property.

This sum of money goes to Cowan  
McClary & Co. to whom Atty's Receipt has been  
your honor has paid the same.  
This Sept 20, 1897.

Robt H. Cunningham  
Spec. Comm.

Added

L. C. Russee desires the deed  
to said property made to himself  
& J. M. Russee jointly. See his letter  
attached

R. H. P. Cowan

Rowan McLurey & Co

Es.  $\frac{2}{3}$  Repist.

L. R. Ely & Co

Filed ~~Oct 20, 1877~~

Nov. 3, 1877

A. B. Wrenn



Cowan, McIlung and Co.,

vs.

2 ( Attachment.

M. F. Woodward and Co.,

The undersigned in the above styled cause, under an attachment, sued out by the plaintiffs, levied upon certain goods, lumber and land of the said M. F. Woodward, and at the November term <sup>1894</sup> of the Circuit Court for the County of Lee, the undersigned was directed by an order entered in the said cause ~~to sell~~, to sell the said property levied upon, or enough thereof to pay the said plaintiff's debt, in accordance to that decree or order of the said court the undersigned advertised for sale the lumber and goods so levied upon, to be sold on the first day of Dec. 1894, but there was no sale made on that day; the undersigned then again advertised the said property to be sold on the 15th day of December, 1894, at the store house of the said Woodward at Beech Springs, when and where the said sale was made of the said goods, but not of the lumber, and after making sales from time to time, and having sold every thing belonging to the stock of goods except the scales, the sale has amounted to the sum of \$166.56, and two thirds of this sum is to be applied to two other simultaneous levies, made by me, under two other attachments, one in favor of W. W. Woodruff and Co., and one in favor of Selz Bros., out of this sale I retained <sup>\$158.23</sup> \$52.74, leaving to be applied to the three attachments, ~~\$166.56~~, of this sum, should be and was applied to this attachment, out of this sum the undersigned paid for cost in the case \$15.54, which included the cost for selling and that taxed by the clerk when the order for the sale came into my hands. The remainder of the said \$52.54, the undersigned has paid over to Pennington Bros., The attorneys for the Plaintiff. There yet remainst to be sold under the said attachment the

walnut lumber above refeered to, and an old pair of scales,  
and the land attached on. The undersigned has made several at-  
tempts to sell the lumber byut never could get a bid thereon,  
and he has advertised the same again. I have advertised the  
land that was attached upon according to the order of the  
court, but was enjoined by one F.A. Muncy, by an order issued  
from the Chancery court, or the Judge thereof in vacation,  
restraining me from making the said sale. And now the under-  
signed having done all that he can toward the execution of the  
said order up to this time, begs time to make furthur disposal  
of the lumber, after which he will report his action to this  
court. All of which is respectfully submitted. *this Feb 19 1895.*

*J. M. Weston Deputy for  
L. E. Flanary S. L. C.*



Cowan, McClung and Co.,

vs. ( Report.

M. E. Woodward and Co.,

Leowan Mc. Clary & Co.

v.s.

G. H. Ely et al.

} In Chancery-

The undersigned who was appointed to sell the M. E. Woodward Land - & who sold the same as appears by my report filed herein on the 25<sup>th</sup> day of Feb., 1846, to G. H. Ely for the sum of \$805-<sup>00</sup> ~~00~~ and after collecting enough of the said funds to pay the costs & commissions took notes due Jan 20. 97, & Jan 20. 98, for \$313.47 each, and as will be seen from the commissions report J. A. Murrey has the first lien on the funds - and after enough is applied to pay that there is yet \$170.11 to go to Selz. Bros. W. W. Woodruff & Leowan Mc. Clary & Co. to be paid out of the last note. And the said parties having allowed the said Ely a discount on their interest in the said notes ~~they~~ the said Ely pays them \$34.27 to Selz. Bros. \$67.92 to Leowan Mc. Clary & Co. & \$67.92 to W. W. Woodruff & Co. less the discount which they gave him.



The remainder of the notes which  
are not due are still held by  
me or of which will be com-  
due Jan 20. 1896.

June 3, 96 -

Respectfully Submitted.

P. L. Mumme

Secy - Commr +

Cowan McCleary Nov -

vs. { Report of  
R. H. Cunningham  
H. H. Taylor et al -

Filed June the 3rd  
1896

A. B. Muncy Clerk



To the Hon. W. T. Miller, Judge of the Circuit court for Lee County;

As commissioner in the chancery causes of Cowann McClung and Co. vs. G. H. Ely, et al, and F. A. Muncy vs. M. E. Woodward, and others, and G. H. Ely against M. E. Woodward et al, there is now due to me by G. H. Ely the first deferred payment of the land sold in these causes and bought by G. H. Ely, which amounts to \$13.92, which became due the 20th day of Jan. 1897, with interest from the 20th day of Jan. 1896. All this money is going to Mr. F. A. Muncy, and he is calling upon your commissioner for it. Mr. Ely claims that Mr. Muncy is due him a certain sum of money and does not want to pay untill that matter is settled, *+ your Court asks for a rule vs. the purchaser.*

Respectfully submitted.

Robert H. Muncy Comr.





John W. Woodward In Account with  
M. E. Woodward & Co.

|                                                                       | Dr               | Cr               |
|-----------------------------------------------------------------------|------------------|------------------|
| By amount of Account rendered<br>and marked "O"                       | 736.84           |                  |
| By rent of store house 3 years<br>+ 8 months @ \$1.50 per month       | 66.00            |                  |
| Due to Amount charged M. E. Woodward & Co.<br>on Saw Mill             |                  | 193.75           |
| Due to Amt charged for services<br>4 years + 8 months                 |                  | 883.33           |
| By Balance due M. E. Woodward & Co.                                   | 273.74           |                  |
|                                                                       | <u>\$1076.58</u> | <u>\$1076.58</u> |
| Balance due M. E. Woodward & Co.                                      |                  | 273.74           |
| Interest from Jan 1 <sup>st</sup> 1894. to June 5 <sup>th</sup> 1895. |                  | 23.40            |
| Total                                                                 |                  | \$ 297.14        |

With } J. W. Woodward  
} Statement  
} of Account  
} M. E. Woodward & Co.

Exhibit A.



George H. Ely Dr Account with  
M. E. Woodward & Co.

|                                                                         |                  |                  |
|-------------------------------------------------------------------------|------------------|------------------|
| Dr to amount of account due upon                                        |                  | 132.51           |
| Dr to Difference between price of stock<br>charged and Capital Credited |                  | 6.75             |
| Cr By Colt charged for in said account                                  | 30.00            |                  |
| " By Abellie Thomas's acct part of said acct                            | 31.38            |                  |
| " By Ella Bonetts acct. part of said acct                               | 34.00            |                  |
| Balance due M. E.<br>Woodward & Co.                                     | 43.88            |                  |
|                                                                         | <u>\$ 139.26</u> | <u>\$ 139.26</u> |

Dr to Balance due M. E. Woodward & Co 43.88  
Interest from Jan 1<sup>st</sup> 1894 to Jan 5<sup>th</sup> 1895. 3.75  
Total \$ 47.63

Rev H. Ely  
- Statement of  
- account  
- B. E. Woodward to

---

Exhibit "B."



George H. Ely & E. M. Russell

In Account with H. E. Woodward & Co.

Ely & Russell

Dr

To balance of account due

H. E. Woodward & Co

\$ 26.58

Interest from Jan 1<sup>st</sup> 1894. to June 5<sup>th</sup> 1895. 2.25

Total

\$ 28.63

With  
Geo H. Ely &  
On. E. Russell  
Statement of  
Account  
H. E. Woodward to

- 0

2

Exhibit "C"



Office of  
**M. E. WOODWARD,**

—DEALER IN—

# General Merchandise and Country Produce.

Nagan, Lee County, Va.,

189

Geo H. Ely & E. M. Russell

To M E Woodward

|         |        | Dr                                                  |         | Cr    |  |
|---------|--------|-----------------------------------------------------|---------|-------|--|
| 1892    | Dec 20 | To and P. J. Woodward for work at mill              | 14.76   |       |  |
| "       | "      | To Cash - sent to Woodward in Ely's hands           | 2.00    |       |  |
| Jan 16  | 1893   | To 2 1/2 Cal. Skin for Strings 60c                  | 1.50    |       |  |
| "       | "      | To 1/2 Doz. 10 In. M. S. Files 25c E.               | 1.50    |       |  |
| May 21  | "      | To 26" Lallow - 5c 130 and J. D. Garratt            | 1.60    |       |  |
| "       | 29     | To 2 Count Hooks 300 8" & K. gun - 20c              | 4.60    |       |  |
| "       | "      | To and J. D. H. E. Sharp for work at mill           | 11.92   |       |  |
| "       | "      | To H. M. Howard & Son                               | 11.92   |       |  |
| "       | "      | By - Cash - fr Ely To 6 Mill Saw files              | 1.50    | 22.00 |  |
| July 3  | "      | To 12" Bacon - J. D. W. Sargent                     | 1.00    |       |  |
| "       | "      | To 3" August 21 15K Flour 75 Bacon 49 J. D. Sargent | 1.87    |       |  |
| "       | "      | To 1" Coffee 25c order J. D. Sargent 200            | 2.25    |       |  |
| Aug 9   | "      | To 1 fr Shus & Socks. fr Sargent                    | 1.65    |       |  |
| Sept 19 | "      | To 6 Mill Saw files 25c fr Ely                      | 1.50    |       |  |
| Nov 3   | "      | By - Cash - fr Ely To pay Sargent 200               |         | 7.36  |  |
| "       | 16     | To 1 gal - In Oil To 56" Lallow on order            | 3.05    |       |  |
| "       | 25     | To 4 gal - " " "                                    | 2.00    |       |  |
| Jan 25  | 1894   | To 1 " " " Cole - fr Burgin 1 Bay                   | 2.50    |       |  |
| "       | "      | To 1 Emory wheel 375 - 2 Count Hooks 375            | 7.00    |       |  |
| Apr 6   | "      | To 2 gal Oil                                        | 1.00    |       |  |
| Apr 6   | "      | To 1 loan - for same                                | 20      |       |  |
| "       | 10     | To and Credited P. Garratt from Geo H. E.           | 3.92    |       |  |
| May 10  | "      | To 1 bunch                                          | 2.50    |       |  |
| Aug 5   | "      | By - Cash - fr Ely                                  | 80.94   | 15.00 |  |
| July 11 | 1894   | By - " " "                                          |         | 10.00 |  |
|         |        | Less Total amt of Credits say                       | \$54.56 | 54.56 |  |
|         |        | To net Bal - Due - M E M                            | \$26.38 |       |  |



Virginia,

DECLARATION IN ASSUMPSIT.

In the Circuit Court for the County of Lee:

M. E. Woodward,

Plaintiff

complains of Geo. H. Ely & Edward M. Russell Defendant &  
who have been summoned, &c., of a plea of trespass of the case in assumpsit, for this that heretofore, to-wit: on the 11<sup>th</sup> day of February 1894 at the county of Lee, the Defendants were indebted to the Plaintiff in \$  $26 \frac{38}{100}$  for the price and value of goods then and there sold and delivered by the Plaintiff to the Defendants at their request.

And in \$  $26 \frac{38}{100}$  for the price and value of other goods bargained and sold by the Plaintiff to the Defendants at their request.

And in \$  $26 \frac{38}{100}$  for the price and value of work then and there done by the Plaintiff for the Defendants at their request.

And in \$  $26 \frac{38}{100}$  for materials furnished then and there by the Plaintiff to the Defendant at their request.

And in \$  $26 \frac{38}{100}$  for money then and there lent by the plaintiff to the Defendant at their request.

And in \$  $26 \frac{38}{100}$  for money then and there paid by the Plaintiff for the use of the Defendant at their request.

And in \$  $26 \frac{38}{100}$  for money then and there received by the Defendants to the use of the Plaintiff

And in \$  $26 \frac{38}{100}$  for money found to be due from the Defendant to the Plaintiff on an account then and there stated between them.

And the Defendants afterwards, to-wit: and the day and year aforesaid, in consideration of the premises respectively, then and there promised to pay the said several sums of money respectively, to the Plaintiff on request.

Yet the Defendant hath disregarded the said promise, and hath not paid any of the said several sums of money or any part thereof, but to pay the same hath hitherto wholly failed and refused and still refuses to the Plaintiff damage \$  $26 \frac{38}{100}$ . Hence she brings suit, &c.

Jackson & Blankenship P. O.



M. E. Woodward

VS. { Declaration in  
Assumpsit.

Geo. H. Ely +

Edward M. Russell.

1894. 1st May Rules Decl filed  
Sums. &c. + Com ord  
" 2nd May Rules Com ord  
Confirmed,

Jackson & Blankenship,  
P. G.

Virginia Lee County to wit;

To W. C. Smith Constable of said County;

I Command you to summon F. A. Muncey  
John Blaukenship, John Seals, H. E. Eddles <sup>ad</sup> & <sup>Respectfully</sup>  
to appear at M. G. Ely's Law Office on the 26<sup>th</sup> day  
of May, 1896, to testify in behalf of M. G. Ely in a certain  
matter in controversy pending in the Circuit Court  
of Lee County, in which Bowman McBlair & Co.  
are Plaintiffs and M. G. Ely et al are  
defendants, This May 23 / 1896 -  
W. C. Smith J. P.



H. H. Ealy -  
adrs. 88 1/2 East - in witness  
Cowan McElroy & Co.

The Commonwealth of Virginia,

To the Sheriff <sup>constable</sup> of the County of Lee— Greeting:

WE COMMAND YOU THAT YOU SUMMON Buck. Handshell, Dan Wilson,

John Catlett, John Harris, W. S. Scott, J. M. Russell,  
Charles Mills, Will Dixon, Lake Speck and his Partner  
The Barker & Sons

~~H. C. Joslyn~~ <sup>commissioner</sup>  
to appear before the Judge of our County Court of the County of Lee, at the  
Law office of M. G. Ely  
court-house thereof, on the 9<sup>th</sup> day of May 1895, to testify and the truth to say

in behalf of the G. H. Ely  
~~Commissioner~~ <sup>G. H. Ely</sup>, in a certain matter of controversy in our said court before the  
said Judge depending and undetermined between the Commonwealth of Virginia, Plaintiff, and

M. E. Woodward

vs

Defendant

And this 7<sup>th</sup> day shall in no wise omit, under the penalty of £100. And have then there this writ.

Witness, S. V. F. RICHMOND, Clerk of our said Court, at the court-house, the  
day of 9<sup>th</sup> May 1895, in the 11<sup>th</sup> year of the Commonwealth.

H. C. Joslyn  
Spc. Commissioner



*G. H. Ealy*  
Commonwealth

vs.

SUBPOENA  
FOR  
WITNESS.

*M. E. Woodward*

Court,

the *4<sup>th</sup>* day of *May*

189*5*.

Executed by summoning all  
the witnesses in a report  
Chas. Willard John Leach that  
May 9<sup>th</sup> 1895 W.C. Smith  
c. l. c.

Costs, costs \$2.00  
Alie Barber witness day - 1.00  
Mrs. Leach " " 1.50  
J. M. Russell " " 50

G. H. Ely et al.  
advs vs Plaintiff  
M. E. Woodward

Superior Court of Lee County

First May term 1894.

And the said defendants by their attorney  
comes and prays judgment of the said  
declaration, because they say that the several  
promises and undertakings in the said declaration  
mentioned if any such were made which they here  
deny were made by these defendants to  
M. E. Woodward and Geo. H. Ely partners doing  
business under the firm name and style of  
M. E. Woodward & Co. that G. H. Ely the defendant  
is the Co. in said firm that at the commencement  
of this suit was and still is a resident within  
the jurisdiction of this court, and not by the plaintiff  
alone. And thus the said defendant is ready to verify.  
Wherefore inasmuch as the said G. H. Ely is not  
named in the said declaration as plaintiff as it  
should. As M. E. Woodward & Co. together with the  
said plaintiff, the said defendant prays judgment  
of the said declaration and that the same may  
be quashed etc — M. G. Ely, R. W.

Virginia Lee County to wit:—

This day G. H. Ely appeared before me, a Justice  
of the Peace, in and for the State and County  
of said and made oath that the matters stated  
in the annexed plea are true. Given under  
my hand this the 7th day of May 1894.

C. C. Blankenship J. P.



P. Ely

H. H. Ely—

advs { Pleas.

M. E. Woodhouse

Filed May the 8th 1894

A. B. Munsey  
Clerk

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon *George H Ely and*  
*Lydia Ely*

to appear at the Clerk's Office of the Citeuit Court of the County of Lee, at the court-  
house on the *1st* Monday in *May*, next to answer  
*M. E Woodward*

upon a plea of *Trespass on the Case in assumpsit* Damages *\$132.57*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at  
the court-house, the *20th* day of *April* 189*4*, and in the  
11 *8th* year of the Commonwealth.

A copy—Teste:

*A B Munsey* Clerk.





The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

*E M Russell*

*George A Ely and*

to appear at the Court Office of the Circuit Court of the County of Lee, at the court-house on the *1st* day of *May*, next to answer

*M E Woodward*

upon a plea of *Trespass on the case in assumpsit* damages \$ *26.38*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *20th* day of *April*, 1894, and in the

11

year of the Commonwealth.

*A B Munsey* Clerk.

A copy—Teste:

Clerk.



M. E. Woodward  
W. Sumis assumption  
George H. Ely et al  
To 1st May Rules 1894

received in return  
ing a fine copy of  
the report of the  
the Board of the  
and the whole of the  
the year  
the Board of the  
the year  
S. F. L.

G. H. Ely et als

vs. E. E. Plea

M. E. Woodward, Circuit-Court of Lee County

And the said defendants by their attorney  
comes and pray judgment of the said declaration  
because they say that the several promises and  
undertakings in the said declaration mentioned  
if any such were made which they here deny, were  
made jointly with one M. E. Woodward who is  
still living and that at the commencement of this  
<sup>suit</sup> was and still is resident within this county and  
jurisdiction of this court. And further if any such  
promises and undertakings, were made they  
~~were~~ made to M. E. Woodward & Co., that is  
M. E. Woodward and G. H. Ely partners doing business  
under the firm name and style of M. E. Woodward  
& Co., and not to the said plaintiff alone, and  
this the said defendants are ready to verify.  
Wherefore, inasmuch as the said M. E. Woodward  
is not named as defendant in the said declaration  
together with the said defendants and G. H. Ely  
is not mentioned in said declaration together  
with plaintiff under firm name and style  
of M. E. Woodward & Co., the said defendants  
prays judgment of the said declaration and that  
the same may be quashed etc.

M. G. Ely P. D.

Virginia Lee County to wit:

This day G. H. Ely appeared in person before me  
a justice of the peace in and for the county and  
state aforesaid, and made oath that the  
matters stated in the foregoing plea are true  
given under my hand this the 7th day of May, 1894  
C. C. Blankenship J. P.



G. H. Ely et al  
vs  
Olea

M. E. Woodward

Filed May the 8th 1894

A. B. Munsey clk

Office of

M. E. WOODWARD,

DEALER IN

# General Merchandise and Country Produce.

Kagan, Lee County, Va., 189

|        |                                                    |     |     |
|--------|----------------------------------------------------|-----|-----|
| Apr 10 | To 1 Corn 10 Soda 16 Ella-2 yds Face Candy 5- Ella | 46  |     |
| " "    | 13 1/2 doz Eggs Ella 16 To Knife & Tob- Joe        | 45  | 16  |
| " 13   | 1/3 yds Lick 54 13y Irish Pot 50 Ella              | 54  | 50  |
| " "    | To Candy 10 Ella 5 yds Jaws Wife 40c               | 210 |     |
| " "    | To Bal on Knife 15 1st Lamish 30 Topt 10 wife      | 55  |     |
| " "    | To 1 Box 1 Buttons 15 wife Candy. fr Ella 10       | 25  |     |
| May 1  | To Larp & Lamish 15 Joe- 1 fr Shaws Jim 150        | 165 |     |
| " 11   | To Ordr fr Wm Collins Jim 30 Candy Jim 10 Tob 10   | 50  |     |
| " "    | To 1 fr Shaws Joe- 150 13y 3 B Coom- Joe-          | 150 | 150 |
| " 14   | 13y Corn & Beans 107 To Cartrages Joe- 20          | 20  | 107 |
| " 16   | To Candy Cacao To 100 r Flour                      | 225 |     |
| " "    | 13y- Cash on Garne-                                |     | 220 |
| " 20   | To Candy 4 Ribbon fr wife Candy & Hat & E.         | 185 |     |
| " 23   | To 1 Reg- Tob- Jim 10 1 St Flour Joe-              | 70  |     |
| June 1 | To 3 Sh's- Flour Joe- 70                           | 210 |     |
| " 3    | To 1 yd Nuts 5- 1 Hat fr Mallie for Cretie 150     | 155 |     |
| " "    | To Coffee- fr Mallie & 1 Knife 10                  | 35  |     |
| " "    | To Maches 5 13y- Wool-                             | 5   | 75  |



General Merchandise and Country Produce.

Nagan, Lee County, Va.,

189

|                          |                                                              |      |      |
|--------------------------|--------------------------------------------------------------|------|------|
| Dec 1                    | To Lob. & Candy for Ashbury 15 8 yds Cal for Ella            | 79   |      |
| " 6                      | " 1/5 <sup>r</sup> Paper 5 To Candy for Jim 15               | 20   |      |
| " "                      | To 2 flgs Lob for 10 Candy same 5                            | 15   |      |
| " 12                     | " 1 <sup>r</sup> Sugar - 8 2 yds Jack Knit for E for wife 15 | 38   |      |
| " 13                     | " Lob for As 5 1/2 yds Wheat 20 Ella 1/2 yd. Cal - 10        | 35   |      |
| " 23                     | By. amt from - Fulton                                        |      | 3.00 |
| " 24                     | To Raisons 10 Lob 10 Coffee 50 50                            | 70   |      |
| " 26                     | " 1 fine Corn 6.5 8 yds Cal 8 Ella - Garrod 7                | 68   |      |
| " "                      | " 9 yds. Lick 20 12 yds Bro Corn 12 1/2 "                    | 310  |      |
| " "                      | By 1 doz Eggs 15 Cash 75                                     |      | 90   |
| " "                      | To 7 <sup>r</sup> Sugar 50 1 pitch 5 Ella 9                  | 55   |      |
| " "                      | Cops Powder & shot for                                       | 25   |      |
| " "                      | Cops for Ashbury 10 Lob self 15                              | 25   |      |
| Jan 9 <sup>th</sup> 1893 | By 1 shalou - Bacon - 20 1/2 r lbs Ella                      |      | 1.71 |
| " "                      | To 1 for chd. shalou 75 2 sets Spoons 25 8 "                 | 125  |      |
| " "                      | " 6 1/2 yds Cotton 7 9 1/2 yds Cal 8 "                       | 1.44 |      |
| " "                      | " 10 yds 1 Bro Corn - "                                      | 84   |      |
| " "                      | " 2 Spool Thd 10 2 <sup>r</sup> Coffee 7 Sugar 50 "          | 1.00 |      |
| " 24                     | " Bacon - yam - wife 180 Candy wife 15                       | 33   |      |
| " "                      | " 1 Lamp for 35 wife 1 <sup>r</sup> Soda Ella 10             | 45   |      |
| " 27                     | " Bacon - Hat Ella 25 1 yd Cotton 7 Ella                     | 32   |      |

# General Merchandise and Country Produce.

Wagon, Lee County, Va., 189

|        |          |                                                         |          |    |
|--------|----------|---------------------------------------------------------|----------|----|
| "      | "        | To order of Ben Lewis wife 20 18 pool the 1 45          | 25       |    |
| "      | "        | " 13 1/4 grease Jim 10 Candy Jim 10 1 1/2 Shurs Jan 125 | 1 45     |    |
| Dec 31 |          | To Candy Jim 10 order of W Sargent 30 To Balon Shurs 30 | 70       |    |
| Jan 5  | 1789 1/2 | To Candy Lob 100 1/2 1/2 1/2                            | 40       |    |
| 20     |          | To Balon - Truck - for Mallie                           | 79       |    |
| 27     |          | By " " Bacon                                            |          | 79 |
| "      | "        | To 1 Butte Knife 65 Balon Shurs 20 Mallie               | 85       |    |
| "      | "        | To 2 Pkg Lob 30 Tea 80 by Jac                           | 1 10     |    |
| Feb 10 |          | To Shit 5 Candy 5 for Ella Lob for Jim 5                | 15       |    |
| "      | 17       | To 1 for Bit 25 Ruits 5                                 | 30       |    |
| 24     |          | To Lee Sargent for Ella 25 Salt 25 - Ella               | 50       |    |
| "      | "        | To Aunt for Heliston 10 for W Sargent 50                | 60       |    |
| Ind 1  |          | To 8 gals Cal for Ella - 1 set Plates Ella              | 1 24     |    |
| "      | "        | By 5 doz Eggs 62 To Candy & Crackers 10                 | 10       | 62 |
| "      | 20       | By Bacon 60 To Balon Cal 6 Candy 5                      | 11       | 60 |
| "      | 23       | To Lob & Balon Shurs 18 for Jim                         | 28       |    |
| "      | 25       | To 1 for Shurs W Sargent                                | 1 50     |    |
| "      | "        | To 1 Copper Ruit for Gerratt                            | 40       |    |
| "      | "        | To Lob Jim 10 Balon - L Shurs Ella 95                   | 1 05     |    |
| apl 2  |          | To Lob for 16 shot & Powder Jim & Lob 30                | 45       |    |
| "      | 6        | To 1 Coal fired By Muler 30 1/2 fish for Jan 10         | 30 1/2 0 |    |



Office of

M. E. WOODWARD,

DEALER IN

# General Merchandise and Country Produce.

Wagon, Lee County, Va., 189

|         |                                                   |      |      |
|---------|---------------------------------------------------|------|------|
| June 28 | To goods for wife                                 | 50   |      |
| July 9  | To 1 1/2 Buck. Syrup - wife                       | 1 50 |      |
| " 10    | " 1 <sup>st</sup> Cheese - Jim                    | 1 5  |      |
| " "     | " 1 Shrub Jim                                     | 1 65 |      |
| " 12    | " 1 1/2 Broom - Joe                               | 2 5  |      |
| " "     | " 1/2 Can. & Co Jim & Joe                         | 2 0  |      |
| " "     | " 1/2 Sordens & Shae - Hails Jim & Joe            | 2 2  |      |
| Aug 4   | " 1/2 Lob. - Jim                                  | 1 0  |      |
| " 25    | " 1/2 Fr Hairs - Malle                            | 1 5  |      |
| " "     | " 1/2 " Sick Mills "                              | 4 0  |      |
| " "     | " 1/2 Unit 4d. Louis for Jim on Road              | 2 6  |      |
| " 1     | To cutting 10 acres - Grass - by 13 20            | 7 50 |      |
| " 26    | To 1/2 Jim 10 Ribbon Malle 13                     | 2 3  |      |
| Sept 5  | To Mutton & Lob - Jim 200 1/2 Boots & wife for As | 1 45 |      |
| " 17    | " 1/2 1/2 Mlle. Hairs for Jim 180 1/2 Joe 120     | 2 70 |      |
| " "     | " 1/2 15 3/4 Bacon -                              |      | 1 58 |
| " "     | " 1/2 Dues - Bills on - Murgum                    |      | 2 17 |
| " 18    | To 1 Lamp - 50 To 1/2 in Boots & shoes Jim        | 1 20 |      |
| " "     | " 1/2 Corn aged - Bacon - sold H. Harris          | 90   |      |
| Oct 1   | To 1 Hat - on - Calico wife                       | 4 90 |      |
| " 3     | " 1/2 1/2 Boy Card Jim                            | 5 0  |      |

General Merchandise and Country Produce.

Wagon, Lee County, Va., 189

|        |                       |                  |                                      |          |     |
|--------|-----------------------|------------------|--------------------------------------|----------|-----|
| Mar 16 | To 1 yd Ribbon 15 1/2 | Sulphur 7c       | Jas                                  | 22       |     |
| "      | "                     | To 1 fr 13       | ro- Shurs- Jim                       | 150      |     |
| "      | "                     | To Verbil Onm 7d | Garratt fr wife                      | 50       |     |
| "      | 19                    | " 90             | r Clover Seed- 10 1/2                | 45       |     |
| "      | "                     | " 1              | Sack- for Jas                        | 20       |     |
| "      | 27                    | " 1              | fr Shurs- Jas                        | 160      |     |
| "      | 28                    | " 2              | Oz- Indigo                           | 20       |     |
| "      | "                     | " 2              | Box Lye- Jas                         | 20       |     |
| "      | 29                    | By 1 fr          | Shurs- Returned by Jas               |          | 160 |
| Apr 6  | To 4                  | Shurs & Hairs    | "                                    | 40       |     |
| "      | "                     | " 2              | r Coffee 50 6                        | r Sugar- | 100 |
| "      | 19                    | " 3              | r " wife                             | 75       |     |
| "      | "                     | "                | Sugar "                              | 38       |     |
| "      | 24                    | " 2              | 1 yds- Calico fr Mallie              | 168      |     |
| "      | "                     | " 1              | fr Ladies Kid Shurs wife             | 225      |     |
| "      | "                     | " 1              | llg- Lob- Self                       | 10       |     |
| "      | "                     | " 1              | Doz Britans fr Mallie                | 15       |     |
| "      | "                     | " 1              | fr Shurs- fr Mallie                  | 125      |     |
| "      | 22                    | "                | amt of J. A. Garratt's note assumed- | 804      |     |
| "      | "                     | "                | Bal on- Domestic & Shirts by wife    | 85       |     |
| "      | "                     | " 1              | Spool. Thd Mallie                    | 5        |     |



Office of

M. E. WOODWARD,

DEALER IN

# General Merchandise and Country Produce.

Nagan, Lee County, Va., 189

|        |                                             |     |    |     |
|--------|---------------------------------------------|-----|----|-----|
| Apr 24 |                                             |     |    |     |
| " 24   | By. Corn. fr. Joe-                          |     |    | 70  |
| " "    | Check on - Pinehill Bank                    |     | 18 | 44  |
| " "    | To 12 r. Sugar. fr. Gerratt                 | 100 |    |     |
| May 3  | To 1 fr. green. Goggles - Jim               | 25  |    |     |
| " "    | 3 Bels. Cal. Wife 1 Hat fr. Jim 125         | 149 |    |     |
| " 6    | " 2 No 4 Horse. Shoes by. order of wife     | 20  |    |     |
| " 13   | " 4 gal. Horse Ware. " Mallie               | 80  |    |     |
| " 18   | " 1 Rifle 22 300 1 Box Coat 10 Jim          | 320 |    |     |
| " 20   | " 4 Horse. Shoes & Nails fr. wife           | 40  |    |     |
| " "    | " 2 " " " " Joe                             | 20  |    |     |
| " 28   | " 1/4 r. H & Nails                          | 5   |    |     |
| " 30   | " 1 Bal. on. Jeans. wife                    | 25  |    |     |
| " "    | " 2 Aprons Tho 10 1 Hat 175                 | 185 |    |     |
| " "    | " 1 fr. Hoes 40 Candy. 5 fr. Ella-          | 45  |    |     |
| June 1 | To 1 Bbl. Sugar.                            | 391 |    |     |
| " "    | " freight on same 50 Commission 50          | 100 |    |     |
| " "    | " Haling same from. Depot                   | 15  |    |     |
| " 4    | " H. Leachy. & Cart by. Jim                 | 10  |    |     |
| " 5    | " to amt 4d. Wm. Harker for Repairing Horse | 25  |    |     |
| " "    | " goods by. sold. to by. Ella-              | 174 |    |     |
| " "    | " By. 1 Bacon. Ham. " "                     |     |    | 150 |

Office of

M. E. WOODWARD,

DEALER IN

# General Merchandise and Country Produce.

Kagan, Lee County, Va., 189

|         |                   |            |                        |                |      |      |
|---------|-------------------|------------|------------------------|----------------|------|------|
| " 2 1/2 | Log-wood-25       | videral 5  | nails 10               | wife           | 40   |      |
| " 4     | fr Boots          | Jae-Eddo.  |                        |                | 250  |      |
| " 4     | " Childs          | Thurs      | wife                   |                | 65   |      |
| " 3     | gds               | Jaeurs     | 40c                    |                | 120  |      |
| " 24    | Lo 1              | flow-Point | P Garrett              |                | 40   |      |
| " 25    | " 1               | Loboggin   | fr Mallie              |                | 75   |      |
| " "     | " 1               | Set        | Car Bobo-              | "              | 25   |      |
| " "     | " 1               | Bush.      | Decurs.                |                | 140  |      |
| " 28    | " 3               | Shauls.    | fr Ella-               |                | 1050 |      |
| " "     | " 1               | Breast     | Pin                    | "              | 50   |      |
| Lee 4   | " 1               | Sawage.    | mill                   |                | 176  |      |
| " "     | " 1               | Bal-on-    | Shuro- fr Jim          |                | 75   |      |
| " "     | " 1 1/2           | Dugun      | 1 <sup>r</sup> Coffe.  | "              | 35   |      |
| " "     | " 1               | Box        | Stone Pallish          | "              | 15   |      |
| " "     | " 1               | By-Bal-on- | Opossum-               | "              |      | 5    |
| " "     | " "               | ant        | 9d-by- J Harris        | "              |      | 20   |
| " 5     | Lo 4 <sup>r</sup> | Coffe.     | 5 <sup>r</sup> Dugun-1 | Comb-Ella-     | 160  |      |
| " 8     | By. 1             | Shaul.     | Returned               | "              |      | 255  |
| " "     | " "               | leash      |                        | wife           |      | 1167 |
| " "     | " 3               | Burs.      | Boop-                  | wife           | 25   |      |
| " 10    | " 4ds.            | Ribber     | 40 8 gds.              | Cattari Mallie | 120  | 10   |



Office of

M. E. WOODWARD,

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# General Merchandise and Country Produce.

Hagan, Lee County, Va., 189

|     |    |                                                         |      |    |
|-----|----|---------------------------------------------------------|------|----|
| Oct | 7  | To Cash Jim 20 Bal on Thur - wife 15                    | 38   |    |
| "   | "  | Let by wheat Jim 45 To 2 Box Cigaretts Jim              | 10   | 45 |
| "   | "  | " " " Joe                                               |      | 20 |
| "   | 12 | To Corbitts & Hob Jim 20 To and for whiskey 150 1 kg 30 | 22 5 |    |
| "   | 30 | To 4r Coffee 100 2 1/2 pices Tho - wife                 | 110  |    |
| Nov | 3  | To 1/2 gal oil 20 1 Lamb 10 Soda 10 Ella                | 40   |    |
| "   | "  | " Order of W Sargent                                    | 75   |    |
| "   | 10 | " " H. Louis                                            | 55   |    |
| "   | 14 | " Buttons & Candy 10 Ella - 1 salt H & H - for Mallie   | 85   |    |
| "   | "  | " 100 ds. fr H. Louis by order of Jim                   | 25   |    |
| "   | 23 | " 1 Box yams 10 Soda - Sea - 84c P Garrett              | 94   |    |
| "   | "  | " amt of H. Louis - by order of "                       | 60   |    |
| "   | "  | " 1 Sack - Salt by - Garrett                            | 100  |    |
| "   | 31 | " 1/2 Soda - Ella -                                     | 5    |    |
| Dec | 46 | " 1 Shovel fr Mallie                                    | 150  |    |
| "   | "  | " 1 Pickle 40 1 Duck 20 1 Cat 20 1 Gen 10 Mallie        | 90   |    |
| "   | "  | " Order of - Louis Verbil let by wheat Jim              | 75   | 40 |
| "   | 21 | " To 6 fr Asbury.                                       | 10   |    |
| "   | "  | " Verbil order of W. Sargent                            | 120  |    |
| "   | "  | " amt Cr. Ed. Russell on Hagan - Sit                    | 675  |    |
| "   | 24 | By Cash 20 To 3 Shovel & nails 30 1/2 H. D. nails       | 38   | 20 |

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Jan 3 1891

|       |                                   |        |     |     |
|-------|-----------------------------------|--------|-----|-----|
| Jan 3 | To 1 yd Lawn-7c 2 yds-Ribbons 10  | Mallie | 25  |     |
| " "   | By-Lard-                          |        |     | 23  |
| " 10  | To 4 <sup>2</sup> Coffee- fr wife |        | 100 |     |
| " 11  | By-Cash- " Mallie                 |        |     | 25  |
| " "   | By-Flow-Point Returned            |        |     | 40  |
| " "   | To Cash. fd- for- you-            |        | 350 |     |
| " 15  | To 1 Curry- Comb- fr P Garrett    |        | 15  |     |
| " 23  | " 2 <sup>2</sup> Nails            |        | 10  |     |
| " "   | " 1 fr Shers- for- Corrie         |        | 100 |     |
| " "   | " Sugar 50 Rice 25                | Jim    | 75  |     |
| " 26  | To Butter                         | "      | 30  |     |
| " "   | " Cartridges                      | "      | 5   |     |
| Feb 6 | By- Eggs-                         | "      |     | 5   |
| " "   | To 1 sack Salt                    |        | 215 |     |
| " 18  | To 2 <sup>2</sup> frames- Self-   |        | 40  |     |
| " 23  | " Bal-on- goods- wife             |        | 112 |     |
| Mar 3 | " 7 1/2 yds- Calico               | Joe-   | 60  |     |
| " 6   | " 2 Spools- Lhd-                  | "      | 10  |     |
| " "   | To goods- by Jim 15               |        | 15  |     |
| " "   | " Bal on goods- wife              |        | 25  |     |
| " "   | By- 97 <sup>2</sup> Corn- fr Joe- |        |     | 128 |



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|        |      |                                                |      |       |
|--------|------|------------------------------------------------|------|-------|
| May 28 | 1892 | To Commission Ben's Jr Jim                     | 5-   |       |
| "      | "    | By. order to Jac. Thomas                       |      | 1.25- |
| "      | 30   | To 1 Hae-40 Fr Jim Lob 20 c                    | 60   |       |
| "      | "    | To 1 Pocket Knife "                            | 25-  |       |
| "      | 31   | By. Com-Fr M. Sargent                          | 10   |       |
| "      | "    | To 1 Hg-Lob-Fr. Garrett for Sargent            |      | 1.10  |
| "      | "    | To Lob-Fr As. 2 Micks gum. Fr Ella             | 7    |       |
| June 6 |      | To 2 Hgs Lob-Jac-25 Goud Lead Caps & Deas. Jim | 55-  |       |
| "      | 20   | " Cart? & Lob-Jim 25 c for Hen. Louie          | 25-  |       |
| "      | 23   | To Lob & Powder-Jim 10 Oil Fr Jac 10           | 20   |       |
| "      | "    | " 1 SK flour-Jac-                              | 75-  |       |
| July 7 |      | " com-Fr M. Sargent                            | 75-  |       |
| "      | "    | To goods. Fr wife By. 1 B. Com-                | 1.00 | .50   |
| "      | "    | To 1 fine comb. 5 Cigars Jac 5-                | 10   |       |
| "      | "    | To order Fr. money. Deem-                      | 75-  |       |
| "      | 16   | To 1 Bay BK-5 1 Pen 25 Candy 5 wife            | 35-  |       |
| "      | 18   | " 1 fl Oil 15 Lob-5 Jac-                       | 20   |       |
| "      | "    | " 1 SK flour Jac 75 By. Cash. Jim              | 75-  | 65-   |
| "      | 23   | " Candy 5 1/2 gal. Oil 25 Fr Ella              | 30   |       |
| "      | "    | To use of Machine To cut 10 acres grass.       | 250  |       |
| "      | "    | To 1 fl Oil 5 1 r Coffee 25 c Ella-G           | 30   |       |

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Kagan, Lee County, Va.,

189

Miss Geo A Ely & wife, & Lydia Ely

To M E Woodward, &c

1890

|         |                                                          | For   | For   |
|---------|----------------------------------------------------------|-------|-------|
| Sept 23 | To 3 Bush Wried Apples. 100 fr wife & Jim                | 3 00  |       |
| " "     | " 1 sack for same.                                       | 10    |       |
| " "     | " 1 Bush Wried Apples.                                   | 1 00  |       |
| " "     | " 1 sack same.                                           | 10    |       |
| " 24    | " Oil 15- Lard 10 Nitre 10 Goric 10 Hine Syrup 10 Mollie | 55    |       |
| " 30    | To 1 fr Bays Brogan Shurs- wife                          | 1 20  |       |
| " "     | " 1 " " Boots for Jim "                                  | 3 25  |       |
| Oct 20  | " 4 " Oil- Lard 30c fr Jim                               | 1 20  |       |
| " "     | " 1 Bat Dr Rock- Med Self                                | 1 00  |       |
| " "     | " 3 mules- Shurs & nails "                               | 30    |       |
| " "     | " 2 " Cotton Rope- 20c                                   | 40    |       |
| 21      | By. Cash- fr J A Garratt                                 |       | 2 00  |
| " "     | To 1 fr Boots fr J A Garratt                             | 3 25  |       |
| Nov 11  | To Cash- fr you- by money- for prod. sold in the         | 16 25 |       |
| " "     | By. Cash- by- Self-                                      |       | 12 50 |
| " "     | " Hat- Produce- above our part 300                       |       | 75    |
| " 15    | " 1 qt Oil fr Ella-                                      | 10    |       |
| " "     | " 4 " Coffee 100 To 112 Sugar 100 Ella-                  | 2 00  |       |
| " "     | " 2 yds- flannel- 30c fr Ella-                           | 60    |       |
| " 20    | " Bat-on- Jeans. "                                       | 50    |       |



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|         |                                                                             |      |     |
|---------|-----------------------------------------------------------------------------|------|-----|
| Aug 30  | To 1 1/2 Doz. Buttons Ella. 9                                               | 30   |     |
| "       | " Candy for Cratia 16 <sup>r</sup> Sugar 10 Candy 5 Ella                    | 1 10 |     |
| Sept 10 | " 3 gals. Dom. Ble.                                                         | 38   |     |
| " 15    | " Lob & Candy for As 10 Lob for Sep 20                                      | 30   |     |
| " 26    | " Bal on Boots & Lob Jim                                                    | 35   |     |
| " 27    | " 1 Bal Shirt Iron 10 Lob Sep 10                                            | 20   |     |
| Oct 2   | " Bal on Shirts & Candy wife                                                | 1 03 |     |
| " 26    | By 19 1/2 Chix by wife by wheat Jim                                         |      | 37  |
| "       | To Bal on Knife Jim 13 Lob for 10 Candy Jim 5                               | 28   | 136 |
| " 21    | To Bal on St. Shirt 57 Buttons & Candy 30 wife                              | 87   |     |
| "       | To 1 for Shirts 150 1 <sup>r</sup> Coffee 25 Bal on Bride Jim <sup>35</sup> | 21 0 |     |
| " 25    | " Lob & Candy Jim Horse shoe nails Jim                                      | 1 5  |     |
| " 28    | " 4 gals. Cal for Ella 32. Domestic 50                                      | 82   |     |
| " 29    | " 1 Spool thread 5 1 <sup>r</sup> Sugar 30 Ella                             | 1 5  |     |
| "       | " 1/4 <sup>r</sup> Candy 5 Shot Powder & Cops for Jim                       | 30   |     |
| Nov 2   | " Bal on Teas for malle                                                     | 8    |     |
| " 3     | " Lob & Gum for Joe 10 2 gals. Jeans wife 80                                | 90   |     |
| " 10    | " Coffee wife 50 Shot Powder & Lob Jim                                      | 75   |     |
| " 12    | " Bal on Cotton Wisk & C wife                                               | 45   |     |
| " 23    | " 1 yd Jeans 33 Ella - 1/2 yd Velut Ella 20                                 | 53   |     |
| "       | " Candy 5 Fire Crackers for 5 1 Box 100 Ashes                               | 1 5  |     |

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General Merchandise and Country Produce.

Wagon, Lee County, Va., 189

|         |                                                    |                 |    |       |
|---------|----------------------------------------------------|-----------------|----|-------|
| July 13 | By - 1 bal on - 1 Bacon - Jim                      |                 |    | 40    |
| " "     | To Henry - Lob - Jim                               |                 | 10 |       |
| " 20    | " Lob - Jacob - Candy for Ella & Mace - 5          |                 | 10 |       |
| Nov 17  | " Lob - Jim 25                                     |                 | 26 |       |
| " 19    | By - This Sum - Invested as Capital June 1st 1890  | <del>2500</del> | 0  | 2000  |
| " "     | To This Sum - Woodward Invested in Mill            | 1932            | 67 |       |
| " "     | By - Sawing 1500 feet of Lumber in 1888 at 40¢ per | 473             | 18 | 6000  |
|         |                                                    |                 |    | 34067 |
|         | Less Total amt of Credits                          | 340             | 67 |       |
|         | Balance Due - M E Woodward is this                 | 132             | 51 | after |
|         | all credits are deducted                           |                 |    |       |



General Merchandise and Country Produce.

Nagan, Lee County, Va., 189

|             |                                                                       |     |    |
|-------------|-----------------------------------------------------------------------|-----|----|
| Sept 25     | To Cartridges & Lob-Jim                                               | 25  |    |
| Oct 3       | " " " & Candy Jim                                                     | 25  |    |
| " 7         | " Coffee 50 Candy 5 Sugar 25 Ella G.                                  | 80  |    |
| " 17        | " Caps Powder & Shot Joe-40                                           | 40  |    |
| " "         | " Toboggan for Mollie                                                 | 25  |    |
| " "         | " Coffee for Mollie for Mother 25 Candy for Joe 10                    | 35  |    |
| Nov 6       | By Wheat Jim 40 200 40 To 1 Knife Jim                                 | 75  | 80 |
| " 18        | To 3 yds Cal- for Mollie 24                                           | 24  |    |
| " "         | By Corn for Mollie to pay for Lob & Co                                |     | 49 |
| " 21        | To Lob for Jim 10 To 1 Shovel-green or Blue <sup>for Mollie 200</sup> | 240 |    |
| " "         | To Lob for Jim 10 1 Bat Minors Relief Mollie                          | 35  |    |
| Dec 2       | To Lob & Candy Jim 38 By Wheat Jim                                    | 38  | 25 |
| " 10        | " Lob-Candy & Cart Jim                                                | 40  |    |
| " 14        | " Lob-Jim 10 To Caps Shot & Powder Joe-20                             | 30  |    |
| Jan 3d 1894 | By Bal on - <del>Wheat</del> Jim                                      |     | 40 |
| " 10        | To Lob-self-20 1 Rice Lob-by Ella for Jim                             | 30  |    |
| " 13        | " Candy for Ella 5 Lob-Smoke for Mollie                               | 10  |    |
| Feb 1       | To 1 Bag-Smoke. Lob for As-for wife                                   | 5   |    |
| " "         | " Corned Joe 5 To Candy for Ella for wife                             | 10  |    |
| " 10        | " Coal 1 yd- for Mollie for wife 8 Candy for Joe 5                    | 13  |    |
| " 15        | " Coal for Jim 25                                                     | 25  |    |

General Merchandise and Country Produce.

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|         |                                                   |       |     |
|---------|---------------------------------------------------|-------|-----|
| Apr 7   | To Sugar 100 Candy 5 1/2 Bait Rock 100 Ella 9-    | 20 5- |     |
| " "     | " Candy 5 Lard 1 1/2 yds Bait <sup>Miss</sup> " " | 5-8   |     |
| " 13    | To Lob Self 20 By 4 1/2 Ldg Eggs Ella-            | 2-0   | 45- |
| " "     | To 2 Jopins Garden Seed 10 3 Bats Mud " L-        | 4-0   |     |
| " 20    | " Sugar & Candy Ella 20 c Lob Joe 25-             | 4-5   |     |
| " 24    | Snuff & Cart Jim                                  | 1-0   |     |
| May 1   | To Lob Self 10 Corackis Joe 5- Machus & Candy     | 2-8   |     |
| " 13    | " Cart & Lob Jim 20 1/2 Sus pendus Jim 25-        | 4-5   |     |
| " 16    | " Shot Powder Cartages- Jim                       | 5-0   |     |
| " 29    | " " " Jim                                         | 2-0   |     |
| " "     | " Bait Rock & Sugar 20 c Sugar & Candy Ella       | 3-3   |     |
| June 2  | " 2 Pencils Joe 5- To Lob Self 10 Candy Jim       | 2-5   |     |
| " 29    | " 2 Spools Lard 10 Coffee 50 Candy 5 Ella         | 6-5   |     |
| " "     | " 2 1/2 yds Lard 8 c Ella Lob 10 Joe-             | 5-0   |     |
| July 1  | " 8 yds Bro Lard for Ella - 1 Spool Lard 5-       | 1-55  |     |
| " 15    | " Candy 5 Coffee 25 "                             | 3-0   |     |
| " 19    | " Candy & Lob Joe 10 Lob Self 25-                 | 3-5   |     |
| " 28    | " Candy Joe 10 Soda 10 Lard 65 order of life      | 8-5   |     |
| Aug 17  | " Lob 5- Joe Lob Joe 5-                           | 1-0   |     |
| Sept 15 | " Tobacco Ashbury 10 order of Cur Dec 175         | 1-85  |     |
| " "     | " Cartages Jim                                    | 1-0   |     |



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|        |                                   |                              |               |                            |         |     |    |
|--------|-----------------------------------|------------------------------|---------------|----------------------------|---------|-----|----|
| Jan 10 | To 1 <sup>st</sup> Coffee 100 Lbs | 10                           | County        | Self 10                    | 25      |     |    |
| Feb 4  | To 4 <sup>th</sup> Coffee 100 Lbs | 100                          | Eliza         | To 1 <sup>st</sup> Leg Loh | Self 10 | 110 |    |
| " 14   | To 7 <sup>th</sup> nails 5 fr     | P. Garrett                   |               |                            |         | 35  |    |
| " 16   | To 1 Butter Plate                 | Eliza 25                     | Loh           | Self 15                    |         | 40  |    |
| " 25   | To Bal on Linn                    | Bucket 12                    | Eliza         | Loh roots                  | Jim 5   | 17  |    |
| " "    | To 2 Spools                       | Loh                          | Eliza         |                            |         | 10  |    |
| Mar 8  | To Surgeon fr wife                | 25                           | Bal is fr     | Joe Thomas                 |         | 31  |    |
| " 11   | To Candy & Surgeon fr             | Eliza                        |               |                            |         | 15  |    |
| " "    | " 4 <sup>th</sup> Coffee 100      | Surgeon 10                   | Candy 10      | Eliza 3                    |         | 120 |    |
| " 19   | To Loh fr Joe                     | County 22                    | Joe           |                            |         | 30  |    |
| " "    | " Laps Powder & Hat               | Joe                          |               |                            |         | 25  |    |
| " 23   | To Bal on Loh                     | fr wife                      |               |                            |         | 39  |    |
| " "    | " 6 yds H Shirting                | " "                          |               |                            |         | 75  |    |
| " "    | To By Corn-Jim                    | 35                           | To Hat Powder | Candy Jim                  |         | 22  | 38 |
| " 25   | To Candy 2 1/2                    | fr Jim 5 1/2                 | yds           | James wife                 | 40      | 257 |    |
| " 30   | To Bal on                         | Grighams wife                |               |                            |         | 93  |    |
| " "    | " 27 yds                          | Simpsons                     | Calico        | wife                       |         | 216 |    |
| " "    | " 1/2 yd                          | Shirt                        | wife 6        | Candy fr                   | Eliza 5 | 11  |    |
| Apr 3  | To Candy fr As.                   | 5                            | Loh-Joe       | 10                         |         | 15  |    |
| " 4    | To Cash fr                        | Self on                      | Shirts        |                            |         |     | 50 |
| " 7    | To 3 <sup>rd</sup> Rice fr        | Eliza 4 <sup>th</sup> Coffee | Eliza 100     |                            |         | 125 |    |

| 1870    |                                     | In-Exp with | Dr    | Cr    |
|---------|-------------------------------------|-------------|-------|-------|
| May 20  | 10. amt. fr. J. Harris              |             | 9.00  |       |
| "       | " " " " J. Harris                   |             | 2.00  |       |
| "       | " " 1 suit for self                 |             | 75.00 |       |
| "       | " " amt. fr. J. Harris              |             | 3.00  |       |
| "       | " " 17 coffee 30c                   |             | .30   |       |
| "       | " 10 " paid A. J. V. & G. J.        |             | 5.00  |       |
| "       | " 15 " 1 pair Hat 175-1 Bot. Simon  |             | 1.95  |       |
| "       | " " 1 Bot. Nitre 5c 1 Cake 10c      |             | .15   |       |
| "       | 23 By Hat 1166 from. Gop.           |             |       | 5.83  |
| "       | 25 " " 1036 to Gop.                 |             |       | 5.18  |
| "       | " 10. 10. 403-Cash 40c              |             | 4.00  |       |
| "       | " 10 1 fr. Shew-2000000             |             | 1.60  |       |
| "       | " 1 " " " "                         |             | 1.75  |       |
| "       | " 1 " " " "                         |             | .75   |       |
| June 1  | 10 1 10000-1000                     |             | 1.50  |       |
| "       | " 10 10-1000-1000                   |             | .35   |       |
| "       | " 5-10 10000-10000 fr. J. Ely       |             | 1.35  |       |
| "       | " " " " " "                         |             | .75   |       |
| "       | " 10 " " " " "                      |             | 1.40  |       |
| "       | " " " " " "                         |             | 3.00  |       |
| "       | " 13. 10 3 oranges 15 Cents         |             | .20   |       |
| "       | " 17 10 10000-10000 Called S. B.    |             |       | 25.00 |
| "       | " " 10 10000-10000 fr. W. S. Scott  |             | 1.00  |       |
| "       | " " 10 10000-10000 fr. W. S. Scott  |             | .50   |       |
| "       | " 20 " 10000-10000 fr. 10000-10000  |             | .85   |       |
| "       | " " 10 10000-10000 fr. Geo. Gilbert | 2.00        | 2.00  |       |
| "       | " " 10 10000-10000 fr. 10000-10000  | 2.00        | 2.00  |       |
| "       | " " 10 10000-10000 fr. 10000-10000  | .50         | .50   |       |
| "       | " " 10 10000-10000 fr. 10000-10000  | 3.00        | 3.00  |       |
| "       | " 27 By amt. 10000 fr. 10000-10000  |             |       | 1.69  |
| "       | " " 10 10000-10000 fr. 10000-10000  | 2.50        | 2.50  |       |
| "       | " " 10 10000-10000 fr. 10000-10000  | .30         | .30   |       |
| "       | " " 10 10000-10000 fr. 10000-10000  | .50         | .50   |       |
| July 14 | " " 10 10000-10000 fr. 10000-10000  | .50         | .50   |       |
| "       | " " 10 10000-10000 fr. 10000-10000  | .65         | .65   |       |
|         |                                     |             | 61.25 | 37.70 |



|      |        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        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| 1894 | July 7 | To amt. Chas. J. Green                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    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| "    | "      | By Cash                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                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| "    | 10     | To amt. J. W. S. Scott at L. Lins                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     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| "    | "      | By amt. Chas. J. A. 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| "    | 11     | To Pens. & Cand. & Ransom                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              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Ransom                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   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1896 John H. Woodman Dr Cr

|      |    |                                       |        |        |
|------|----|---------------------------------------|--------|--------|
| Aug. | 17 | To amt. Chas. Wp.                     | 116-62 | 103-62 |
| "    | "  | By " Carr. "                          |        |        |
| "    | 23 | " Cash from S. B.                     |        | 25-00  |
| "    | 26 | To amt. J. D. Guff                    | 3-00   |        |
| "    | "  | To 1 yr. Bus 25-4 Plow 8-40           | 8-20   |        |
| "    | 27 | To Butin & Coffey                     | 45-    |        |
| "    | "  | To 15 <sup>th</sup> Aug. 18-50-       | 2-50   |        |
| "    | "  | By. J. H. Plow-11-00                  |        | 5-00   |
| "    | "  | To 25 Aug 25 Plow 75- Cans 5-         | 1-05-  |        |
| Sept | 1  | To 10 ails 1 gallon 30c 1st fl.       | 1-40   |        |
| "    | "  | To 1 Bus. Lead 5-4d. Gilbert 1-00     | 1-85-  |        |
| "    | "  | To 10 ails 10- By. Beef. Oard. Cullin | 1-0    | 3-30   |
| "    | 3  | By. Beef. Oard. Shupe-                |        | 3-25-  |
| "    | "  | " " " Gilbert                         |        | 2-25-  |
| "    | "  | " " " 13- Horn & Shell                |        | 2-95-  |
| "    | "  | " " " Stations                        |        | 5-13   |
| "    | 10 | To 10 ails 10- Cans 3-10 RS-          | 25-    |        |
| "    | "  | To amt. Cr. J. D. M.                  | 10-00  |        |
| "    | "  | " " " 4d. R. & H.                     | 1-00   |        |
| "    | 13 | To amt. J. D. Lamps & Hardware        | 10-50  |        |
| "    | 27 | By. Cash. J. D. Lamps                 |        | 11-30  |
| "    | 28 | " Beef. Oard. T. S. & B. H.           |        | 3-36   |
| "    | "  | " " " A. Johnson                      |        | 1-95-  |
| "    | "  | " " " Wm. Callen                      |        | 1-00   |
| "    | "  | " " " Cullin                          |        | 2-5-   |
| "    | "  | " " " L. Wilson                       |        | 75-    |
| "    | "  | " " " J. Cullin                       |        | 60     |
| "    | "  | " " " J. Whitehead                    |        | 40     |
| "    | 27 | To amt. J. D. Gilbert                 | 1-00   |        |
| "    | "  | To 17 ails                            | 5-     |        |
| "    | "  | " 22 Butin 30 amt. J. G. G. 50        | 80     |        |
| "    | "  | " 15 <sup>th</sup> ails               | 75-    |        |
| "    | "  | " 10 <sup>th</sup> "                  | 50-    |        |
| Oct  | 1  | " Irish Pot & ails                    | 35-    |        |
| "    | 2  | " 4d. J. H. Harris                    | 25-    | 170-91 |
|      |    |                                       | 160-12 |        |



| 1890 |                  | Dr                                       |       | Cr |        |
|------|------------------|------------------------------------------|-------|----|--------|
| Oct  | 3 <sup>rd</sup>  | amt. Chas-wp-                            | 160   | 12 | 170 91 |
| "    | "                | By- " less-wp-                           |       |    |        |
| "    | 4 <sup>th</sup>  | amt. Jd. Ebb-                            | 120   |    |        |
| "    | 5 <sup>th</sup>  | 1 cow sold. Shup-                        | 3000  |    |        |
| "    | 13 <sup>th</sup> | 5 flour 100                              | 105-  |    |        |
| "    | 14 <sup>th</sup> | 10 r nails 50 amt for Com <sup>120</sup> | 150   |    |        |
| "    | "                | By- Cash from Jd. W-                     |       |    | 2000   |
| "    | 17 <sup>th</sup> | amt. Jd. Gilbert 9 shac 10               | 70    |    |        |
| "    | 20 <sup>th</sup> | 2 r nails 100 1 Box Pop & -5             | 15-   |    |        |
| "    | 28 <sup>th</sup> | amt for Beach 500 r Nail 10              | 50    |    |        |
| Nov. | 1 <sup>st</sup>  | 11 flour 85 Com 20                       | 105-  |    |        |
| "    | 3 <sup>rd</sup>  | 11 Nails 100 Jd. J Harris 600            | 70    |    |        |
| "    | 5 <sup>th</sup>  | 11 amt. Jd. F. Ebb-                      | 25-   |    |        |
| "    | 6 <sup>th</sup>  | " " J Harris                             | 40    |    |        |
| "    | "                | " " S Kinner                             | 633   |    |        |
| "    | 16 <sup>th</sup> | " " F. Shupe                             | 5000  |    |        |
| "    | "                | " " B. Howard 3000                       | 3000  |    |        |
| "    | "                | By- Hal-1300 r To Gop-                   |       |    | 650    |
| "    | "                | " " " 1000 r from Gop-                   |       |    | 5-     |
| "    | "                | To amt. Jd. J Harris                     | 300   |    |        |
| "    | "                | To Nails 200 apples 100                  | 120   |    |        |
| "    | 17 <sup>th</sup> | To flour 100 1000 r 400                  | 140   |    |        |
| "    | 18 <sup>th</sup> | By- 2 days work on Pen. Team             |       |    | 400    |
| "    | 19 <sup>th</sup> | To amt. Jd. Hutton                       | 550   |    |        |
| "    | "                | By- Hal-1000 r To Gop-                   |       |    | 500    |
| "    | 23 <sup>rd</sup> | " " 1050 r from Gop-                     |       |    | 525-   |
| "    | "                | To Corn 75 By- By- sold Harris           | 75    |    | 220    |
| "    | 25 <sup>th</sup> | By- By- Hal- 6000                        |       |    | 200    |
| "    | "                | " " " 3000                               |       |    | 360    |
| "    | "                | " " " 800                                |       |    | 400    |
| "    | 26 <sup>th</sup> | To Corn 100 Jd. Kinner 100               | 200   |    |        |
| "    | "                | To 50 r sold 75 Jd. Gallens 500          | 125-  |    |        |
| "    | "                | By- amt. Chy. J. G. Bell                 |       |    | 414    |
| "    | "                | To Oil 200 Cash 100                      | 120   |    | 232 60 |
| "    | "                | Whisky                                   | 200   |    |        |
|      |                  |                                          | 30232 |    |        |

1890

J. H. Woodward - Cash with J. H. Woodward

|             |                                            |        |        |
|-------------|--------------------------------------------|--------|--------|
| Dec 15      | To amt. Chas - wp -                        | 302 32 | 232 60 |
| "           | " By - amt. Crs "                          |        |        |
| "           | " To Janus & Lincy                         | 1 17   |        |
| "           | " By - amt. from - C. B. Bankrupt          |        | 4 17   |
| "           | " To Com -                                 | 4 17   |        |
| "           | 5 By - Beef - sold - W. Scott,             |        | 13 94  |
| "           | 6 To amt. Jd. Collins                      | 30     |        |
| "           | " " " " " "                                | 20     |        |
| "           | " " " " " " " " " " " "                    | 15 -   |        |
| "           | 7 " Com 50 Caud Makers                     | 75 -   |        |
| "           | 10 " amt. Jd. Sargent. M -                 | 5 00   |        |
| "           | 17 To 1 pr Boots,                          | 2 25 - |        |
| "           | 24 To Com 912                              | 91     |        |
| "           | 27 " Spice & Ginger                        | 10     |        |
| "           | 28 " amt. for - Mowing & Firing            | 60     |        |
| "           | " " " " " " " " " " " "                    | 3 00   |        |
| "           | " By - Hal - 1005 - To Cash -              |        | 5 02   |
| "           | " " " " " " " " " " " "                    |        | 4 00   |
| "           | " To amt. Jd. J. Harris                    | 5 00   |        |
| "           | 29 " " " " " " " " " " " "                 | 5 0    |        |
| "           | " " " " " " " " " " " "                    | 7 00   |        |
| "           | " " " " " " " " " " " "                    | 80     |        |
| "           | " " " " " " " " " " " "                    | 2 00   |        |
| Jan 13/1891 | To Bush - Wheat -                          | 1 00   |        |
| "           | 2 To 2 Bw - Corn -                         | 1 00   |        |
| "           | 5 To amt. Jd. Males                        | 50     |        |
| "           | 6 By - 1 Window sold - E. King             |        | 1 00   |
| "           | " " " " " " " " " " " "                    |        | 1 00   |
| "           | 7 To 1 B. Corn 50 By - amt. C. B. Bankrupt | 50     | 50     |
| "           | 13 " amt. Jd. Smailwood -                  | 14     |        |
| "           | " To " for. Corn 100                       | 1 00   |        |
| "           | " By - Hal - 1000 - To Cash -              |        | 5 00   |
| "           | " " " " " " " " " " " "                    |        | 4 00   |
| "           | 20 To Oe a chus & Cracks                   | 25     | 271 23 |
| "           | 23 " amt. for Corn                         | 1 00   |        |
|             |                                            | 341 61 |        |



1891 J M Woodward

Dr Lu

|         |                               |        |        |
|---------|-------------------------------|--------|--------|
| Jan-31  | To amt w/o                    | 341 61 | 271 23 |
| " "     | By " "                        |        |        |
| " "     | To amt. fd. J. H.             | 2 00   |        |
| " "     | To 1 fr. Damaged Shaws        | 65-    |        |
| " "     | To amt for Com-90             | 90     |        |
| " "     | By. Claim Conny               |        | 5 00   |
| Feb 1   | To - Aug 25 - Com 50-         | 75-    |        |
| " 2     | " 1 Box Bardian               | 5-     |        |
| " 3     | " 10 ~ Nails                  | 50     |        |
| " "     | " 1 Box Pops - Cand 5-        | 10     |        |
| " "     | " 1 Box fine Crack.           | 5-     |        |
| " 4     | " 3 traces 15-8205-           | 35-    |        |
| " "     | To amt. fd. - Lou 150         | 15-    |        |
| " "     | " " " Callus & Hairs          | 5 00   |        |
| " "     | To 2 Horse - Shaws            | 20     |        |
| " 6     | By. 1 Wind sold - King        |        | 1 00   |
| " "     | To amt. for Com.              | 50     |        |
| " "     | " " "                         | 75-    |        |
| " 10    | To 1 fr. Shaws - for. Ecce.   | 125-   |        |
| " "     | " 1 Ax 75 amt. fd. J. G. 500  | 5 75-  |        |
| " 25    | " Grass - Seed -              | 15 00  |        |
| " 28    | By. Hal - 1100 to G.          |        | 5 50   |
| " "     | " " 900 to from G.            |        | 1 50   |
| " "     | By. 1 Com - 100 - G.          |        | 15 00  |
| March 1 | To amt. fd. H. H. Collins 300 | 70     |        |
| " "     | " " " " Eds.                  | 225-   |        |
| " "     | " " " for. Com 100 what 75-   | 1 75-  |        |
| " 1     | By. Cash from - J. D. -       |        | 22 50  |
| " 8     | To Dump 20 - Com 50-          | 70     |        |
| " 10    | " Coffin 50                   | 50     |        |
| " 11    | " amt. for - J. D.            | 75-    |        |
| " "     | " " " Corn                    | 50     |        |
| " 13    | " " " Com                     | 50     |        |
| " 14    | " " " fd. J. D. -             | 40     |        |
| " 15    | " " " fd. -                   |        |        |

383-81

324 73

1891

J. W. Woodward & Co. with J. B. Smith  
Lr

|          |                                      |        |        |
|----------|--------------------------------------|--------|--------|
| Arch. 16 | To amt w/-                           | 385-81 |        |
| "        | " By- " "                            |        | 324 73 |
| " 17     | " Cash from - Tran                   |        | 1 50   |
| " 28     | " By - Pat. Sch. - Sutton            |        | 50     |
| "        | " To amt. J. S. Kinn                 | 2 50   |        |
| "        | " " " " " " " " " "                  | 1 00   |        |
| "        | " By - Beef - Hides                  |        | 14 55  |
| "        | " " " " " " " " " "                  |        | 1 50   |
| "        | " " " " " " " " " "                  |        | 2 00   |
| "        | " To 327 Land. 8 13                  | 2 50   |        |
| May 31   | To Aug 25 - Cauds                    | 1 50   |        |
| "        | " To Aug 25 - Cauds                  | 1 50   |        |
| Apr- 1   | By - 1 Stone & Pipe                  |        | 8 00   |
| "        | " " " " " " " " " "                  |        | 1 00   |
| " 3      | " " 2 Calf - Skins                   |        | 2 00   |
| " 10     | " " Duck - Gea                       |        | 1 00   |
| "        | " " " " " " " " " "                  |        | 2 00   |
| "        | " " " " " " " " " "                  |        | 1 00   |
| "        | " " " " " " " " " "                  |        | 1 50   |
| " 12     | " " 1 gal. Oil 25 - J. S. Kinn       | 40     |        |
| " 15     | " " 1 gal. Oil 25 - J. S. Kinn       | 50     |        |
| "        | " " " " " " " " " "                  | 75-    |        |
| "        | " By - 13 ac. Grass. Seed - Red      |        | 1 98   |
| " 16     | " To amt. J. S. Kinn                 | 70     |        |
| "        | " " " " " " " " " "                  | 2 50   |        |
| " 17     | " " 12 Butts 15 - J. S. Kinn         | 1 50   |        |
| " 18     | " " " " " " " " " "                  | 6 75-  |        |
| "        | " By - Cash from - J. S. Kinn        |        | 1 76   |
| "        | " " " " " " " " " "                  | 1 00   | 1 75-  |
| " 19     | " By - Cash from - J. S. Kinn        |        |        |
| "        | " " " " " " " " " "                  | 2 00   |        |
| "        | " By - Cash from - J. S. Kinn        |        | 3 00   |
| " 21     | " To amt. J. S. Kinn                 | 1 20   |        |
| "        | " By - Walnut flk. Seed - J. S. Kinn |        | 3 00   |
| " 22     | " " " " " " " " " "                  | 50     | 371 97 |
|          |                                      | 409 91 |        |



| 1891 J. W. Woodward Jr. Dr |                             |  |        |        |
|----------------------------|-----------------------------|--|--------|--------|
| Apr 25                     | To amt up                   |  | 409 91 | 371 97 |
| " "                        | By. u                       |  |        |        |
| " "                        | To Ging & Calh              |  | 55-    |        |
| " 26                       | By 32 <sup>r</sup> Hallows  |  |        | 1 60   |
| " "                        | To amt for Corn-            |  | 1 50   |        |
| " 28                       | To amt for Corns - Aug 25-  |  | 1 75-  |        |
| " "                        | " H Shaw 30                 |  | 30     |        |
| " "                        | " amt. Id. E. J. Parsons    |  | 15 00  |        |
| " "                        | " " " " " " " "             |  | 2 00   |        |
| " 30                       | 2 Japans Aug 20 Caud 5-     |  | 25-    |        |
| " "                        | " " " " " " " "             |  | 10     |        |
| " "                        | " " " " " " " "             |  | 10     |        |
| May 1st                    | By 1 years service          |  |        | 202 00 |
| " "                        | To Aug 25- Coffin 25-       |  | 50     |        |
| " 2                        | " 3 Shaws                   |  | 30     |        |
| " "                        | " " " " " " " "             |  | 2 10   |        |
| " "                        | " " " " " " " "             |  | 1 50   |        |
| " "                        | " " " " " " " "             |  | 40     |        |
| " 3                        | " Orange 5- To amt for H    |  | 45-    |        |
| " 4                        | By Hal- Load- from H-       |  |        | 1 00   |
| " 6                        | " " " " " " " "             |  |        | 1 00   |
| " 7                        | " " " " " " " "             |  |        | 1 00   |
| " 8                        | To 1 Orange 5- By 1 But 55- |  | 5-     | 1 55-  |
| " 10                       | " amt. Id. R. Engle         |  | 2 75-  |        |
| " "                        | " " " " " " " "             |  | 12 00  |        |
| " 11                       | " Caud- & R- 15- By Hal-    |  | 15-    | 2 00   |
| " 12                       | " amt. Id. " " " "          |  | 5 00   |        |
| " "                        | " " " " " " " "             |  | 3 00   |        |
| " "                        | " " " " " " " "             |  | 2 00   |        |
| " 13                       | " Coffee & Sugar            |  | 50     |        |
| " 17                       | To 1 Blach 300 By Hal 25-   |  | 3 00   | 1 25-  |
| " 18                       | " 1 Lin 13 amt Id. H 15-    |  | 40     |        |
| " "                        | " " " " " " " "             |  | 45-    |        |
| " 20                       | By 1 But 72 Caud-           |  |        | 1 30   |
| " "                        | " " " " " " " "             |  |        |        |
|                            |                             |  | 463 66 | 523 67 |



189/ J W Woodruff Opening 189/

|        |                                    |        |        |
|--------|------------------------------------|--------|--------|
| May 24 | To amt up-                         | 463.66 |        |
| " "    | By- "                              |        | 583.67 |
| " 25   | To Hal-1 Load from R               |        | 1.25-  |
| " "    | By- Jethers                        |        | 72     |
| " 27   | To Hal-10-3 But 555-75-            | 235-   |        |
| " "    | To Dwg 25- Rods 10                 | 35-    |        |
| " "    | To amt. for White head at M-       | 49.00  |        |
| " 30   | By- Cash-100 By 1 But 70c          |        | 1.40   |
| June 1 | To 1 2k-2 corn 90-By. Trip to R.R. | 90     | 1.00   |
| " "    | 350 amt. for Harris                | 4.75-  |        |
| " 4    | To H. Schus 15- Cured 5-           | 20     |        |
| " 6    | By- Cash- for Y. to R. for Balas   |        | 1.30   |
| " "    | 22 Weeks                           |        | 2.20   |
| " "    | To 1 Box Macchus-                  | 8-     |        |
| " 6    | By- Cheese 20 To Corn 100          | 20     | 1.00   |
| " 8    | To 1 gal Oil 25- amt for Smith     | 1.25-  |        |
| " "    | By- Cash- from J Green             |        | 10.00  |
| " 10   | To amt for Corn-30- Linn 100       | 40     |        |
| " 12   | To H. Hal-10 Cash 15-              | 28-    |        |
| " "    | to Rope 15-c Lish Fan 40           | 55-    |        |
| " "    | 2 But 35-                          | 2.50-  |        |
| " 13   | to amt. for Collins-               | 1.00   |        |
| " "    | By- Cash-                          |        | 11.00  |
| " "    | By- 3 Load to H. L.                |        | 3.00   |
| " 18   | To 1 gal. for H. H. H.             | 3.00-  |        |
| " "    | 9 yds- Cal-                        | 1.60   |        |
| " "    | To amt. for Harris Hands           | 9.00   |        |
| " "    | By- Cash- from S. H. H.            |        | 10.15- |
| " 17   | To amt. for White head at M.       | 10.00  |        |
| " 18   | To 1 Train 10                      | 2.00   |        |
| " 19   | to amt. for H. H. H.               | 1.00   |        |
| " "    | to 100 4 Shaw & Hails              | 1.00   |        |
| " 23   | to amt. for Corn 100 14 1/2        | 1.20   |        |
| " 24   | By- Cash-                          |        | 4.5-   |
| " "    | To 100-50 Dwg 25- Corn 35-         | 1.50-  | 627.64 |
|        |                                    | 526.11 |        |



1891 J. W. Mendenhall opened by E. J. Mendenhall  
 July 25

|                                                 |       |        |
|-------------------------------------------------|-------|--------|
| To amt apr                                      | 52611 |        |
| By "                                            |       | 627.64 |
| July 27 By Cash from G. J. Mendenhall           |       | 1.75   |
| " 28 To amt. J. H. Harris 2.00                  | 2.00  |        |
| " " " " " " " " " "                             | .50   |        |
| " " " " " " " " " "                             | 9.00  |        |
| " 30 " Aug 25 - J. H. Harris 89955              | 1.00  |        |
| " " By Cash                                     |       | .45    |
| " " To Com 75 - Aug 30 - Coffin 25              | 1.30  |        |
| " " To amt. J. H. Harris                        | .35   |        |
| " " By Cash. To amt 10                          | .10   | .20    |
| " " To J. H. Harris 65                          | .65   |        |
| " " To amt. for Call Wm Ely                     | 10.00 |        |
| Aug 3 To Cotton 25 - J. H. Harris 1.00          | 1.25  |        |
| " 4 To amt. J. H. Harris 1.50                   | 1.50  |        |
| " 6 " Coffee 25 - J. H. Harris 35               | .35   |        |
| " 10 By Cash for Call                           |       | 13.50  |
| " " " " " " " " " "                             |       | .60    |
| " 13 To 1 Com -                                 | .20   |        |
| " " By - J. H. Harris 2.00                      |       | .22    |
| " " To Cash                                     | .25   |        |
| " 17 To Cash 25 - Aug 25 -                      | .50   |        |
| " 28 By 17.13 - J. H. Harris                    |       | 17.50  |
| Sept 10 To amt. J. H. Harris 25 - Carroll 9.00  | 9.25  |        |
| " " " Aug 25 - Cash 60                          | 1.85  |        |
| " " " J. H. Harris 50                           | .50   |        |
| " 20 " Cash for R. R. -                         | 17.00 |        |
| " " " J. H. Harris 1.50                         | 1.50  |        |
| " " By Cash for Cow - J. H. Harris              |       | 22.52  |
| " " " " " " " " " "                             |       | 2.00   |
| " 28 To Clothing                                | 32.44 |        |
| " " To amt. J. H. Harris 75 - J. H. Harris 1.80 | 4.30  |        |
| Oct 1 By apper. sold. J. H. Harris              |       | 6.50   |
| " " " 3. Leads to R. R.                         |       | 3.00   |
| " " To amt. J. H. Harris - at M. H.             | 6.75  | 71.376 |



1891

J. H. Morrison &amp; Co. 11 35

|       |                                 |        |        |
|-------|---------------------------------|--------|--------|
| Oct 3 | 1/2 amt. up -                   | 628 65 | 713 76 |
| " 4   | By - u. u                       |        |        |
| " 4   | 1/2 Dried Apples                |        | 2 00   |
| " 4   | To goods -                      | 1 90   |        |
| " 1   | By - 1308. 1/2 - Oct            | 70     | 3 08   |
| " 6   | By - amt for Jan -              |        | 65 -   |
| " 8   | 1/2 Corlums - &c                | 50     |        |
| " 10  | 1/2 Corlums - By 1 Lead -       | 1 25 - | 1 00   |
| " "   | for Jan                         | 1 25 - |        |
| " 15  | By Beef - Old Haffman           |        | 75 -   |
| " 17  | 1/2 amt. for Cattle             | 45 00  |        |
| " 20  | By - Cash for Steers            |        | 40 00  |
| " 25  | 1/2 for Hens 160 Feb 80         | 2 40   |        |
| " 28  | By - amt. by - Cattle           |        | 1 37   |
| " "   | To goods - Oct - Jan            | 60     |        |
| " "   | To 2 prize 25 - 190             | 44     |        |
| " 30  | 1/2 Cash 25 - Aug 75 - 2 Hens   | 1 20   |        |
| " "   | 1/2 amt. for Cattle 50          | 5 00   |        |
| " "   | By - amt. for Cattle            |        | 1 00   |
| Nov 5 | 1/2 Hat 2 Lead                  |        | 2 00   |
| " "   | To goods - 150 for R. 225       | 3 75 - |        |
| " 10  | By - Bacon -                    |        | 40     |
| " 24  | 1/2 Cash - for 1/2 from         |        | 6 45 - |
| " "   | 1/2 amt. for John Jones         | 25 00  |        |
| " "   | To Hens 60 - for 1/2 - 350      | 4 16   |        |
| " "   | To 1/2 35 - Hens 800            | 5 35 - |        |
| " "   | To Toys - & Cid                 | 25 -   |        |
| " "   | For my - Jan. 1/2 - at H. 1/2   | 5 95 - |        |
| " "   | " " " " " at Hagan              | 2 00   |        |
| " "   | 1/2 amt. for Hens 1/2 - 1/2 - H | 1 25 - |        |
| " 28  | " " " " " " "                   | 60     |        |
| " "   | By - Cash - Oct - from H. 1/2   |        | 13 50  |
| " "   | To Amount - 1/2 - 1/2 - H. 1/2  | 13 71  |        |
| " 29  | By - 5 - 1/2 - 1/2 -            | 750 91 | 400    |
|       |                                 |        | 79 026 |



3612

1891 J.W. Morrison - In. ops with Morrison  
Lr Lu

|     |          |                                         |        |        |
|-----|----------|-----------------------------------------|--------|--------|
| Dec | 1st      | To amt. w/o-                            | 75091  |        |
| "   | "        | By - "                                  |        | 790.26 |
| "   | "        | To amt. 7d - Cuntus                     | 200    |        |
| "   | "        | To Aug 25c                              | 25-    |        |
| "   | "        | To amount paid on mill at Russell - 25- | 25-76  |        |
| "   | 5        | To flour - 40 full 5-                   | 45-    |        |
| "   | 6        | " " 60 - watch 8 1/2 29                 | 80     |        |
| "   | 10       | " amt. 7d by Morrison                   | 1600   |        |
| "   | "        | " " Seal-                               | 500    |        |
| "   | "        | " " 50 fine                             | 375-   |        |
| "   | "        | " " 7d J. Harris                        | 200    |        |
| "   | 12       | " 27 1/2 M. Sugar                       | 25-    |        |
| "   | 13       | By - Cash - 4 1/2 Bacon - put in store  |        | 545-   |
| "   | "        | To amt. 7d - 8 Bacon                    | 800    |        |
| "   | 15       | By - watch sold - H. T. Barker          |        | 600    |
| "   | 16       | To amt. 7d - 1 Barker                   | 500    |        |
| "   | "        | " " " " Worrie                          | 100    |        |
| "   | 17       | By - 3 Lips to R.R.                     |        | 225-   |
| Jan | 1st 1892 | To 1 fr share - for Hugh -              | 75-    |        |
| "   | "        | By 1 Har - 30 4 shares 32.              | 62     |        |
| "   | 10       | To amt. for Corn -                      | 50     |        |
| "   | "        | " " 6 Mulmen.                           | 300    |        |
| "   | 15       | " " Wm. Harben.                         | 250    |        |
| "   | 18       | " 1 Can. watch 15 - Aug 40              | 55-    |        |
| "   | 28       | " Looking                               | 103    |        |
| Feb | 4        | " 1 fr share                            | 95-    |        |
| "   | 10       | " amt. 7d - Barker                      | 250    |        |
| "   | 13       | By - 2 trips to 25-                     |        | 150    |
| "   | "        | " 10 B - apples 500                     |        | 500    |
| "   | "        | " 6 B - 50c                             |        | 300    |
| "   | "        | " 2 250-                                |        | 100    |
| "   | 25       | To 3 1/2 50c - 1000                     |        |        |
| "   | 30       | By - 1 1/2 1000                         |        |        |
|     |          |                                         | 145-   |        |
|     |          |                                         | 829.02 | 100    |
|     |          |                                         |        | 815.46 |

1842

J. W. Woodard - 1842 - 1843

|         |                                  |        |         |
|---------|----------------------------------|--------|---------|
| Arch 10 | To Aunt up                       | 829 02 |         |
| " 1     | By - " "                         |        | 815 46  |
| " 15    | To 8 yds - Gingham 2 yds fl      | 1 33   |         |
| " 28    | To Aunt. for Hensley -           | 10     |         |
| " "     | " " " " " " " " " " " "          | 3 00   |         |
| April 1 | " " " " " " " " " " " "          | 1 50   |         |
| " 10    | By - 4 Lips to R                 |        | 4 00    |
| " 20    | To Flour 75 - Aunt for Com       | 3 55   |         |
| " 27    | " " " " " " " " " " " "          | 65     |         |
| May 1   | To 37 Rice 25 - Aunt for H 20    | 45     |         |
| " 1     | By 1 years work -                |        | 200 00  |
| " 4     | " " " " " " " " " " " "          | 1 50   |         |
| " 10    | " 2 " Lips to L                  |        | 2 00    |
| " 13    | " 7 yds - Cotton                 | 40     |         |
| " 25    | " " " " " " " " " " " "          | 1 00   |         |
| " 30    | " " " " " " " " " " " "          | 45     |         |
| June 10 | To Coffee & Flour                | 1 00   |         |
| " 13    | " " " " " " " " " " " "          | 2 00   |         |
| " 28    | " " " " " " " " " " " "          | 1 00   |         |
| July 4  | To Sugar Soda & Grog             | 75     |         |
| " "     | " " " " " " " " " " " "          | 5 00   |         |
| " "     | " " " " " " " " " " " "          | 2 50   |         |
| " 15    | " " " " " " " " " " " "          | 1 75   |         |
| " 25    | By - 4 Lips to L                 |        | 4 00    |
| " "     | To Aunt. for 13 yds              | 63     |         |
| " "     | " " " " " " " " " " " "          | 75     |         |
| " 30    | " " " " " " " " " " " "          | 2 25   |         |
| Aug 3   | By Cash - from Grover            |        | 1 00    |
| " 10    | To 1 Can - Peaches 15 - Sugar 50 | 65     |         |
| " 15    | To Mellon 20 meat 50             | 70     |         |
| " 20    | By Lips 2 to L                   |        | 2 00    |
| " 25    | To Cal - 4 pelgit                | 70     |         |
| " 30    | " " " " " " " " " " " "          | 1 50   |         |
| " "     | " " " " " " " " " " " "          | 30     | 1029 96 |
|         |                                  | 863 13 |         |



1892

J. M. H. or Sun &amp; Co. or with agents

|          |                                  |        |          |
|----------|----------------------------------|--------|----------|
| Sept 1st | To amt wfr                       | 863.13 |          |
| " "      | By " "                           |        | 1029.96  |
| " "      | To amt from Deal-                |        | 1.58     |
| " 3      | To Oil & Sugar - 45 - Apples 100 | 1.40   |          |
| " 10     | By " 2 B - 200                   |        | .50      |
| " 17     | " 45 - Bacon - 100               |        | 4.50     |
| " 20     | To 2 Jams 500 Flour 60 Sugar 30  | 1.40   |          |
| " 25     | By 1 Egg - 1 - Jams,             |        | 1.50     |
| " 30     | To 1 Bco - 100                   | 3.00   |          |
| Oct 10   | To 2 fr Thurs                    | 1.75   |          |
| " 15     | " 1 St. Flour -                  | .75    |          |
| " "      | By Hal - 1 Load - from L.        |        | .75      |
| " "      | " amt. fr. Collins               | 2      | 2.00     |
| " "      | " " " Autumn                     |        | 1.75     |
| " 16     | " " " Harbor -                   |        | .75      |
| " 17     | To 4 Bco - 4 500                 | 3.50   |          |
| " "      | " 2 " Lince                      | .50    |          |
| " "      | To amt. fr. Collins & Engle -    | 4.00   |          |
| " 20     | " 2 Hips to H.                   |        | 2.00     |
| " 21     | To Beans                         | 8.0    |          |
| " "      | By Apples - Collins              |        | 1.93     |
| " "      | To amt. fr. H. & H.              | 1.00   |          |
| Oct 22   | To 1 Thirt                       | .50    |          |
| " "      | By 1 Linc to H                   |        | 1.00     |
| " "      | To amt. fr. H & H                | .25    |          |
| " 23     | To amt " J H                     | 1.20   |          |
| " "      | To Amuff By Cash - 400           | .5     | 3.00     |
| " "      | To Caled 5 75 - 5 Apples 15 -    | .25    |          |
| Nov 1    | To amt. fr. 1 Bco                | .40    |          |
| " 3      | " " " for Com. 40 - Cal 10       | .50    |          |
| " "      | To " fr. Collins 1100 - 1000     | 11.55  |          |
| " 6      | By 3 Linc to H & H               |        | 3.00     |
| " 16     | By 1 Pistol sold - 8 Hips        |        | 5.55     |
| " 20     | " 10 Ducks                       |        | 1.50     |
| " 25     | To amt. fr. J. H. & H.           |        |          |
|          |                                  | 2.00   | 10.61.27 |
|          |                                  | 897.23 |          |



1892 J. W. Morrison & Co. L. E. Hyde

|             |                                  |        |         |
|-------------|----------------------------------|--------|---------|
| Nov 25      | To amt. Chas - up -              | 897.23 |         |
| " "         | By - " " " "                     |        |         |
| " 21        | To Caudy's - 4 amt on @ 425 -    | 430    | 1061.27 |
| Dec 1       | By 2 Trips to H. S -             |        | 3.00    |
| " 10        | To H. S. Com -                   |        | 1.00    |
| " "         | Writing Deeds - 2 -              |        | 1.00    |
| " 18        | To Christinas Tracts             | 1.75 - |         |
| " 18        | To Sug. & Church                 | .60    |         |
| " "         | " goods - 200 Cash 50 -          | 25.00  |         |
| " 20        | " 1/2 gam -                      | .65 -  |         |
| " "         | By Cash - from L. H. H. S.       |        | 3.00    |
| " 24        | To 1 fr. share - for Ella        | 1.25 - |         |
| " "         | " Sug 25 - 1 By 1 Butte          | .25 -  | .50     |
| " 27        | " amt. 4d - H. S. 20 or 25 -     | 1.50   |         |
| Jan 18/1893 | To amt. 4d - J. H. H. S.         | 1.25 - |         |
| " "         | To amt. 4d - B. H. S.            | .75 -  |         |
| " 3         | By 3 Trips to H. S.              |        | 3.00    |
| " 10        | To H. S. -                       | .90    |         |
| " "         | To 1 fr. share 20 fr. H. S. 200  | 2.60   |         |
| " 20        | To 4 Cal - 30 amt. 4d - J. H. S. | 1.30   |         |
| " 25        | By Cash - from H. S. -           |        | 2.52    |
| July 1      | To amt. for Platters & Co        | 2.75 - |         |
| " "         | To amt. 4d - H. S.               | 15.00  |         |
| " 10        | By Cash - for Calus -            |        | 12.00   |
| " 10        | " " " " " "                      |        | 1.00    |
| " 15        | By 2 Trips to H. S.              |        | 2.00    |
| Nov 6       | To amt. for goods                | 13.50  |         |
| " "         | " " " " " "                      | 9.50   |         |
| " "         | " " " " " " H. S. S. S.          | .50    |         |
| " 16        | By 2 Trips to H. S.              |        | 2.00    |
| " 18        | To Coffee & Caudy 30 amt 4d 15 - | .45 -  |         |
| " 20        | " Cash - 4d - Jac. B. S. -       | 5.00   |         |
| " 21        | By - 4d - H. S.                  |        | 6.95 -  |
| " "         | " " " " " " " " " "              |        | 2.50    |
| " 30        | To amt. 4d - J. H. S.            | 5.00   | 1101.52 |
|             |                                  | 265.03 |         |







1843 J W H. (Impracticable for wife)

|         |                                                       |         |         |          |
|---------|-------------------------------------------------------|---------|---------|----------|
| May 23  | To amt 13 <sup>th</sup> up                            | 1000    | 46      |          |
| " 24    | By - 2 trips to H -                                   |         |         | 1367 75- |
| " "     | " Cash for - Sugar -                                  |         |         | 200      |
| " "     | " 10 <sup>th</sup> Coffee 25 - Pops - 100             |         |         | 100      |
| " "     | " 10 <sup>th</sup> 25 <sup>th</sup> 1 By 1 Buller 110 | 50      |         |          |
| " 27    | By - Cash from - Linn                                 | 25      |         | 40       |
| " 28    | To amt. J. M. Harris                                  |         |         | 100      |
| " "     | By - Cash - A Miller                                  | 1.05-   |         |          |
| " 29    | To Cash                                               |         |         | 14.00    |
| " "     | To 2 gds. Hamburg -                                   | 6.45-   |         |          |
| " "     | By - Cash - A Miller                                  | 80      |         |          |
| " 30    | To Coffee Sugar -                                     |         |         | 2.00     |
| " "     | By - 2 trips to H -                                   | 50      |         |          |
| " "     | By - Cash for North                                   |         |         | 100      |
| June 16 | To amt. for 13 <sup>th</sup> up                       | 75-     |         | 17.53    |
| " "     | To amt. J. M. Harris                                  | 200     |         |          |
| " "     | By - Cash.                                            |         |         | 80       |
| " 11    | " 4 <sup>th</sup> r 1 Bus. Inv                        |         |         | 1.10     |
| " "     | " Wool - Lamps                                        |         |         | 5.13     |
| " "     | To 1000s Hays & Linn                                  | 38      |         |          |
| " "     | By - Cash - from Miller                               |         |         | 200      |
| " 13    | To amt for Pipe                                       | 26.45-  |         | 1        |
| " "     | To freight 140 - Sugar 660                            | 8.62    |         |          |
| " "     | To 200 Eggs 20 amt for Road                           | 70      |         |          |
| " "     | To 247 Coffee                                         | 5.52    |         |          |
| " "     | To 5700 lbs                                           | 25-     |         |          |
| " 17    | By - trip to H -                                      |         |         | 1.00     |
| " "     | To amt. J. M. Harris for Pipe                         | 650     |         |          |
| " 20    | To 5 <sup>th</sup> gds - H.B. 280                     | 1.40    |         |          |
| " "     | To 421 20 lbs 5 <sup>th</sup> 1 By Linn 13-           | 5-      |         | 50       |
| " "     | " 9000                                                | 60      |         |          |
| " 22    | To amt. J. M. Harris                                  | 1.58    |         |          |
| " "     | By - trip to H                                        |         |         | 100      |
| " "     | To 1000 - 7 flour                                     |         |         |          |
|         |                                                       | 180     | 1418.21 |          |
|         |                                                       | 1066.51 |         |          |



4218

1893 J. W. M. Smith

|         |                                 |        |        |
|---------|---------------------------------|--------|--------|
| June 25 | To amt up                       | 106651 |        |
| " "     | By " "                          |        | 141821 |
| " "     | By Chas 60 J. M. H. 150         | 150    | 60     |
| " 29    | To amt 20 J. J. Harris          | 220    |        |
| July 18 | By trip to H.                   |        | 100    |
| " "     | By Cash from L.                 |        | 100    |
| " "     | By 300 60 J. M. H. 100          | 160    |        |
| " 4     | To amt. J. J. Harris            | 100    |        |
| " 10    | " " " "                         | 300    |        |
| " 12    | " " " "                         | 55     |        |
| " "     | By 400                          |        | 400    |
| " 13    | To 200                          |        | 200    |
| July 20 | To 1 Glas 65 1 Comb 10          | 75     |        |
| " "     | To amt. J. J. Harris            | 1200   |        |
| " 5     | To 500 Cash 35 amt J. J. Harris | 135    |        |
| " 31    | To 300 Cash 300                 | 50     |        |
| " "     | By 200                          |        | 200    |
| " 20    | To amt. J. J. Harris 300        | 400    |        |
| " 10    | To 100                          | 15     |        |
| " 10    | To 100                          | 5      |        |
| " 10    | To 100                          | 100    |        |
| " 10    | To 100                          | 95     |        |
| " 10    | To 100                          |        | 300    |
| Sept 5  | To 100 120 100 10               | 130    |        |
| " 10    | To amt. J. J. Harris            | 162    |        |
| " "     | By Cash from J. J. Harris       | 1818   |        |
| " "     | " " " "                         | 1818   |        |
| " "     | " " " "                         | 375    |        |
| " 13    | To amt. J. J. Harris            | 100    |        |
| " 15    | " " " "                         | 150    |        |
| " "     | " " " "                         | 100    |        |
| " "     | " " " "                         | 600    |        |
| " "     | By 100                          |        | 400    |
| " "     | To amt. J. J. Harris            | 700    | 143581 |
|         |                                 | 118805 |        |

2500  
150  
2350

1893

|                       |                                 |         |         |
|-----------------------|---------------------------------|---------|---------|
| Sept 18 <sup>th</sup> | To Amount. Upr                  | 1188.05 |         |
| " "                   | By                              |         | 1435.81 |
| " "                   | To amt. on. Direct              | 25.00   |         |
| " 10 "                | amt. with paper.                | 10.00   |         |
| " " "                 | " 9 <sup>th</sup> of 1893       | 15.00   |         |
| Nov 20                | By                              | 300     |         |
| Dec 1                 | By Cash from Lumber             |         | 3.00    |
| " 2                   | " 2 " " "                       |         | 2.00    |
| " "                   | " 9 <sup>th</sup> of 1893       | 7.00    |         |
| " "                   | To amt. 9 <sup>th</sup> of 1893 | 2.00    |         |
| " 16                  | By Cash from Chief              |         | 100.00  |
| " "                   | " " " "                         |         | 300.00  |
| " "                   | To amt. paid for cutting        |         |         |
| Jan 1894              | By Cash from Chief              |         |         |
|                       | To amt. paid for cutting        |         |         |
|                       | By Cash from Chief              | 248.48  |         |
|                       | To amt. paid for cutting        | 14.00   |         |
| Feb 1                 | By Cash from Chief              |         | 22.00   |
| Feb 1                 | By Cash from Chief              |         | 10.00   |
| " 10                  | " " " "                         |         | 21.50   |
| " 20                  | To amt. 9 <sup>th</sup> of 1893 | 42.00   |         |
| " 26                  | By Cash from Chief              |         | 20.00   |
| " 30                  | To amt. paid for cutting        | 5.25    |         |
| May 18 <sup>th</sup>  | By 1 year - work                |         | 200.00  |
| " 20                  | To amt. 9 <sup>th</sup> of 1893 | 10.00   |         |
| " "                   | By 2 ladders Hats               | 3.75    |         |
| June 10               | By 500 ft. at 1.80              |         | 81.00   |
|                       | By Service from Aug 1893        |         |         |
|                       | The 1st. 5.00 - at 16.00        |         | 80.00   |
|                       | To amt. 9 <sup>th</sup> of 1893 | 20.00   |         |
|                       | By 800 ft. W. Timber at 2.50    |         | 2000    |
|                       | To Amount for sure              | 2600    |         |
|                       | By Wood - sold at 1.50          | 1819.50 | 16.00   |
|                       | " " " "                         |         | 24043   |



[illegible]

2001

*[Faint handwritten notes at the bottom of the page]*

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU to summon J. M. Woodward, M. E. Woodward,

G. M. Blankenship and F. A. Munsey

to appear at the Clerk's office of our Circuit Court of the county of Lee  
at the court-house thereof, at the Rules to be holden for said court, on the 1<sup>st</sup> Monday in  
June, 1896, to answer G. H. Ely

of a plea of Debt on a bond \$600.00

Damage \$600.00 Six hundred Dollars. And have then there this writ.

Witness, A. B. Munsey, Clerk of our said court, at the court-house,

the 9<sup>th</sup> day of June 1896, and in the 120<sup>th</sup> year of the Commonwealth.

A. B. Munsey Clerk



vs.

}

Summons in an Action of

p. q.

Rules,

Circuit Court.

---

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU to summon

J. W. Woodward, M. E. Woodward  
G. W. Blankenship and F. A. Munsey

to appear at the Clerk's office of our Circuit Court of the county of Lee  
at the court-house thereof, at the Rules to be holden for said court, on the 1st Monday in  
Sept, 1896, to answer G. H. Ely

of a plea of Debt on a bond \$600.00

Damage \$600.00 Six hundred Dollars. And have then there this writ.

Witness, A. B. Munsey, Clerk of our said court, at the court-house,

the 9th day of June 1896, and in the 120th year of the Commonwealth.

A. B. Munsey Clerk



vs.

}

Summons in an Action of

p. q.

Rules,

Circuit Court.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU to summon J. M. Woodward - M. E. Woodward

G. W. Blankenship and F. A. Munsey

to appear at the Clerk's office of our Circuit Court of the county of Lee  
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Sept, 1896, to answer G. H. Ely.

of a plea of Sett on a bond \$600.00

Damage \$600.00 Six hundred Dollars. And have then there this writ.

Witness, A. B. Munsey, Clerk of our said court, at the court-house,  
the 9th day of June 1896, and in the 120 year of the Commonwealth.

A. B. Munsey Clerk



V. H. Ely

Summons in an Action of

vs.

Debt

J. W. Woodward et al  
M. E. Ely

p. q.

1st September Rules,

Circuit Court.

Executed in part  
June 8<sup>th</sup> 1894 by  
delivering an attested  
off. C. C. Copy of the  
within Summons to  
G. W. Blankenship &  
J. A. Munday not  
further executed the  
parties is not residing  
in this State  
W. P. Weston S. L.

List of accounts & notes due - The firm  
of M. Woodward & Co.

|   |                                      |        |
|---|--------------------------------------|--------|
| 1 | account against G. H. Ely & wife for | 130.00 |
| 1 | " " Ely & Russell                    | 26.00  |
|   | Cash in M. H. Rocker's hands -       | 121.40 |
| 1 | account against E. Woodard           | 2.46   |
| 1 | " " Sallie King                      | 25     |
| 1 | " " J. Worley                        | 29     |
| 1 | " " J. Harris                        | 30     |
| 1 | " " G. W. Haliday                    | 2.50   |
| 1 | " " J. W. McDonald                   | 5      |
| 1 | Note " Trig Ewing                    | 2.35   |
| 1 | acct " Wm. F. Ball                   | 1.50   |
| 1 | Note " Isaac Pace                    | 1.28   |
| 1 | ape " S. H. Woolf                    | 28     |
| 1 | " " W. Speck                         | 25     |
| 1 | Note " W. E. Thomas                  | 3.14   |
| 1 | account " W. W. Smallwood            | 47     |
| 1 | " " C. L. Russell - for J. E. H. R.  | 31.05  |
| 1 | " " J. D. F. Hale                    | 15     |
| 1 | " " Geo. Amley                       | 1.00   |
| 1 | " " C. & Geo. McDonald               | 5.00   |
| 1 | Note on - Isaac Ingle                | 1.91   |
| 1 | " " J. Horned-Shell of               | 1.81   |
| 1 | ape on - Wm. Mallock                 | 3.00   |
| 1 | " " Jas. Morgan                      | 55     |
| 1 | " on - Wm. Caywood                   | 49     |

337.78



|                                                   |        |
|---------------------------------------------------|--------|
| amount - over                                     | 337.78 |
| 1 ope on - Jas. Blankinship                       | 48-    |
| 1 note on - A. Bennett                            | 6.44   |
| 1 ope of Green                                    | 28-    |
| 1 " M. J. Devault.                                | 1.47   |
| 1 note 1 Bal - on - David Wilson                  | 7.02   |
| also - 1 Shingle Machine worth 25.00              | 25.00  |
| " 3. Grain Scales " 28.00                         | 25.00  |
| also - 1 Judgment on Judgment against J. L. Balus | 31.00  |
| " 1 " " against John Horton                       | 9.00   |
| " 1 " " " John Roach                              | 8.45   |
| " 1 note against T. J. Alsop -                    | 4.00   |

\$455.89

of sheet  
W. B. Woodhouse

Wm A. Orr Secy  
doct for Mich 7. 1897  
Chy

Barker v Ligg et al

Hurst v Olinque

Levy & Williams Admrs v Willis et al

Emad L. Daniels v C. E. Flannery Adm et al

W. C. Smyth for &c v A. B. Lewis et al

E. M. Remington v <sup>F. B.</sup> ~~B. F.~~ Levy Adm et al

Land.

G. H. Cely v M. E. Woodward et al



22 val 10466a -

When Surety bound  
though principal  
not bound Am. &  
Eng. Guar. Vol 24  
p 773.

~~John H. [illegible]~~ M. E. Woodward, G. L. Blauvelt and  
F. A. Muncy.

1894

For the said Memorandum, written & signed, and the  
 copies of the said Memorandum, written & signed, in  
 the said Memorandum, and it is now to be shown  
 in the records and papers following to wit:-

(2)  $\mu$  is the absorption coefficient of the liquid.

[illegible]

Statement of Case:—~~Pl.~~ Action is prematurely brought because can't settle the partnership unpaid the matter 1000<sup>00</sup>. Joslyn, S. Lewis, for a Settlement; which settlement has not been acted upon and confirmed by the Court—and if it was, it shows on its face that there has not yet been any final settlement of the partnership as is provided for in the bond and on all the assets.

2nd. Defendant M. E. Woodward has applied all the assets in her hands to the payment of partnership debts - except such as was levied on by Geo. Weston D. S., by virtue of J. F. vs the said firm.

of J. J. vs the said firm. M. E. Woodward appears to be principle in the bond from the 3rd. decree authorizing said bond. She never executed it, her name having been signed by J. W. Woodward without having a writing so to do - and, never acknowledged by her before the Clerk.



Mr. L. Woodward et al  
vs } copy of Special  
Plea - and  
a Statement  
of the case.

J. H. Ely

Mich 12<sup>th</sup> 1897.

Wm. A. J. W. S. S.

Know all Men by these Presents, That we Francis A. Munsey & George W. Blankenship & W. F. Gregory & E. W. R. Ewing are held and firmly bound unto the Commonwealth of Virginia, in the sum of One thousand dollars, to the payment whereof, well and truly to be made to the said Commonwealth of Virginia, we bind ourselves and each of us, our and each of our heirs, executors, and administrators, jointly and severally, firmly by these presents. And we hereby waive the benefit of our homestead exemptions as to this obligation, and any claim, right, or privilege to discharge any liability arising under this bond in any currency, funds, counter claims or offsets other than legal-tender currency of the United States. Sealed with our seals, and dated this 21st day of January one thousand eight hundred and Ninety five.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas the above bound Francis A. Munsey

on a bill in Chancery against J. M. Weston Deputy Sheriff and others

addressed to the Judge of the Circuit Court of the County of Lee, has obtained from the said Judge an injunction to injoin and restrain the defendants J. M. Weston Deputy Sheriff, Casuar McLung & Co. & W. W. Woodruff & Co. from proceeding to sell the lands of M. E. Woodward in the bill mentioned until the further order of the said Court.

~~until the future order of the said court~~; and whereas it is provided, by the order of the said Judge awarding the said injunction, that the plaintiff shall not have the benefit thereof until he, or some one for him, shall enter into a bond, with good security, in the clerk's office of the said court, payable to the Commonwealth of Virginia, in the penalty of One thousand Dollars, and conditioned to pay all such costs as may be awarded against the said plaintiff, and all such damages as shall be incurred in case the said injunction be dissolved. Now, therefore, if the said Francis A. Munsey shall pay said judgments & all such costs as may be awarded against him, and all such damages as shall be incurred in case the said injunction be dissolved, then this obligation to be void, or else to remain in full force and virtue.

Executed in the presence of

F. A. Munsey [SEAL.]  
George W. Blankenship [SEAL.]  
W. F. Gregory [SEAL.]  
E. W. R. Ewing [SEAL.]

In the Clerk's Office of the Circuit Court of the County of Lee.

This day personally appeared before me A. B. MUNSEY, Clerk of the Circuit Court of the County of Lee, G. W. Blankenship W. F. Gregory & E. W. R. Ewing and made oath that Their estate &, after the payment of all Their just debts, and those for which they are bound as security for others, and expect to have to pay is worth the sum of One thousand dollars, over and above all exemptions allowed by law.

Given under my hand this 21st day of January 1895.

A. B. Munsey Clerk.



Frances A. Muncy

to {

INJUNCTION  
BOND.

~~Commonwealth.~~  
J M Weston, et. als

4.10  
1.50  
3.10  
4.50

F.A.Munsey,

Plaintiff.

vs.

In chancery.

Cowan McClung & Co.

Defendant.

EXCEPTIONS TO REPORT.

The report of C.H Jones, comr. filed May 24th 1895 is excepted to;

*For copy  
see  
84 v 601*  
First.--Because the Comr. disallows \$100.00, part of the two notes due the plaintiff and filed with his first deposition marked No.2 and No.3.respectively. This action of the Comr.is not only without evidence to support it, but is clearly against the evidence before the comr. (See first deposition of F.A.Munsey and the said notes therewith filed.)

Second.-- Because the Commissioner fails to report any sum in favor of John W.Woodward on account of payments made by him on the purchase price of the land sold by F.A.Munsey. If the land is treated as the land of M.E.Woodward and is subject to the payment of her debts, then J.W.Woodward should be subrogated to the rights of the said F.A.Munsey, vendor, and have a lien upon the saidland in his favor to the extent that he has paid on the said purchase money to said Munsey. Said land should have been found by said commissioner to have been the land of J.W.Woodward under the evidence before him, and not the land of the said M.E.Woodward, and should have been so reported, and only subject to the balance of the purchase money due said Munsey, and not subject to the debts of M.E.Woodward.

For all of said reasons, and upon the grounds aforesaid, said report is excepted to.

*Duncan & Hyatt*  
*and*  
*Orin Blankenship & Ewing*

Attorneys for,

M.E.Woodward and

J.W.Woodward



F. A. Mussey

vs. ~~3~~ Exceptions  
~~2~~ to Comr's  
Report

Cowan McBluing & Co

*Refused* The Court tells the jury, if they believe from the evidence in this case that at the time the bond sued on was delivered to or ~~was~~ left with clerk of this court, (if they believe from the evidence in the case it was delivered to or left with the clerk of this court for filing as mentioned in instruction No. 1) and said bond had appended as obligors thereto all names which appeared on the face of the same, then you ~~it~~ should find for the plaintiff such sum as you believe he has paid upon the firm indebtedness of M.E. Woodward & Co., so that such sum does not exceed \$600/00, with interest on such recovery from June 8th., 1896.



The court tells the jury that if they believe from the evidence that either G.W.Blankinship, F.A.Munsey, or M.E.Woodward signed and executed the bond, and they further believes the conditions of the bond were not performed, by reason of which, G.H.Ely was compelled to pay any sum of money they shall find for said Ely against such <sup>of said parties</sup> as they believed did sign, and execute <sup>or deliver</sup> said bond, such sum as said Ely may have had to pay not exceeding the sum of \$6 00.00 with interest from the time when said sum <sup>or sum</sup> ~~was~~ paid.

*Refused*

G H Eley

vol 2 Instructions

Fr. Murray et al



In the Clerk's Office of the Circuit Court of the County of  
Lee on the 21st day of January 1895.

against

Francis A. Munsey

Plaintiff

J. M. Weston Deputy Sheriff & Others Defendant

The object of this suit is to *restrain and inhibit the said J. M. Weston Deputy Sheriff and Cowan McBlung & Co. and their associates from further proceeding to execute in the said County the order of the Court*

And an affidavit having been made and filed that the defendant, *W. D. Cowan & J. McBlung, Trustees of McBlung, R. M. Rhea and Joseph E. Thomas Merchants & Partners in Trade under the firm name of Cowan McBlung & Co. in Woodstock and J. E. Thomas Merchants and Partners* are not residents of the State of Virginia, it is ordered that *they* do appear here, within *fifteen* after due publication hereof, and do what may be necessary to protect *their* interest in this suit. And it is further ordered that a copy hereof be published once a week for four weeks in the *South West Virginian*, and that a copy be posted at the front door of the court-house of this *County* on the first day of the next term of the *Circuit* Court.

A copy—Teste:

Orr Blankenship & Ewing p. q.

F. B. Munsey

Clerk.

*in book under the name of J. M. Weston*

Francis A Muncy

vs.

ORDER OF  
PUBLICATION.

J M Weston Deputy

+ others

I A B Munsey Clerk  
of the Circuit Court for the  
County do certify that I  
delivered a copy of the  
within order of Publication  
to the Editor of the Southern  
Virginian for publication  
and that I posted a copy  
at the Court house door  
as the law directs  
Given under my hand  
this the 19th day of July 1878

A B Munsey



In the Clerk's Office of the Circuit Court of the County of  
Lee

Francis A Muncey

Plaintiff

against

J. M. Weston deputy Sheriff & others

Defendants

In Chancery

This day

James W Orr  
A. B. Munsey

personally appeared

before me

Clerk of the said Court,

and being duly sworn, made oath that

James D. Gowan, C. J. McBlum, Matthew McBlum, R. M. Rhed, & Jacob & Charles Merchants & partners in trade under the firm name of Gowan McBlum & Co. W. W. Woodruff & Co. & J. G. Gowan merchants & partners in trade under the firm name and style of W. W. Woodruff & Co.

defendants in the said suit are not residents of the State of Virginia,

Given under my hand has Clerk of the said Court, this

21st day of January

1895

A B Munsey Clerk

Francis A Munsey

vs. } AFFIDAVIT FOR ORDER  
OF  
PUBLICATION.

J M Weston et al

Orr, B. T. Ewing. q.

Filed January the  
21st 1895-

A B Munsey  
Clerk



In the Clerk's Office of the Circuit Court of the County of  
*Lee* on the *day of January* 18*95*.

*Francis A Muncy* Plaintiff  
against *In Chancery*

*J M Weston deputy Sheriff & others* Defendant

The object of this suit is to enjoin, restrain, and inhibit the said  
*J M Weston Deputy Sheriff* and the said *Cowan Mcclung & Co &*  
*W W Woodruff & Co.* from further proceeding to sell the land  
in the bill mentioned, until the further order of the Court  
And an affidavit having been made and filed that the defendant *James D Cowan & Mcclung*  
*Matthew Mcclung R. M. Rhea & Jacob H. Huggins* merchants and partners in  
the firm named *Cowan Mcclung & Co.* *W W Woodruff & Co.* *Gibbons Merchants*  
& partners in trade under the firm name of *James D. Cowan & Co.*  
not residents of the State of Virginia, it is ordered that they do appear here, within  
after due publication hereof, and do what may be necessary to protect their interest in this suit. And  
it is further ordered that a copy hereof be published once a week for four weeks in the *South West*  
*Virginian*, and that a copy be posted at the front door of the court-house of this County  
on the first day of the next term of the County Court.

A copy—Teste:

*Chas. B & Ewing* p. q.

*W B Munsey* Clerk.

Francis A Munsey

vs. } ORDER OF  
PUBLICATION.

J M Weston et al  
arr & B & Evening Pgr

350  
1.50



Jonesville, Lee County, Va.

January 24, 1890.

Mr. F. A. Muncy,

Dear Sir:-

You will please take notice that on the \_\_\_\_ day of February, 1890, we shall move Hon. Wm. T. Miller, Judge of the Circuit Court for Lee County, at Wise Court House in the County of Wise, Va., to dissolve a certain injunction awarded in a certain case of yourself against us, which order was certified to our Circuit Court Clerk on the 24<sup>th</sup> day of Jan., 1890; when and where you can attend if you desire to resist the said motion.

Yours very truly,

Cowan, McGlun and Co., and

W. W. Woodruff and Co.,

By Pennington Brothers., their Counsel.

Jonesville, Lee County, Va.

January 24, 1896.

Mr. F. A. Muncy,

Dear Sir:-

You will please take notice that on the \_\_\_\_ day of February, 1896, we shall move Hon. Wm. T. Miller, Judge of the Circuit Court for Lee County, at Wise Court House in the County of Wise, Va., to dissolve a certain injunction awarded in a certain case of yourself against us, which order was certified to our Circuit Court Clerk on the ~~22~~ 9th day of Jan., 1896; when and where you can attend if you desire to resist the said motion.

Yours very truly,

Cowan, McClung and Co., and

W. W. Woodruff and Co.,

By Pennington Brothers,, their Counsel.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

*again*  
We Command you, That you summon *J. M. Woodward, H. C. Joslyn*  
*Trustee M. S. Ball, H. C. Edds and F. A. Munsey*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held  
for the said Court on the *1st* Monday in *October*, 189*6*, to answer a  
bill in Chancery exhibited against *them* in our said court by  
*G. H. Ely and E. M. Russell*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-  
house, the *22nd* day of *September* 189*6*, and in the  
12 *1st* year of the Commonwealth.

*A. B. Munsey* Clerk.

Bond having been given the defendant H. C. Jolly  
trustee is empowered and restrained from selling the  
one fourth interest, as the same will be described  
in the bill until the future order of court.  
Sept 22nd 1896  
A B Mursey Clerk

L. H. Ely et al  
SUPREMA.  
vs. }  
J. H. Woodward et al  
IN CHANCERY.  
M. H. Ely p. q.

To/et et Rules.

CIRCUIT COURT.

Executed by  
admiral of the  
United States Navy  
Ballotus Sept 22nd  
1896. H. M. Weston  
for Mr. Weston



The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

We Command you, That you summon *J. W. Woodward, H. C. Joslyn*  
trustee *M. S. Ball, H. C. Eddo & L. A. Munsey*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held  
for the said Court on the *1st* Monday in *Sept*, 189*6*, to answer a  
bill in Chancery, exhibited against *them* in our said court by  
*G. H. Ely & C. M. Russell*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-  
house, the *9th* day of *June*, 189*6*, and in the  
12*0th* year of the Commonwealth.

*A Copy Teste*

*A. B. Munsey Clerk*

*A. B. Munsey* Clerk.

Bond having been given the defendant H<sup>c</sup> Joslyn  
Trustee is enjoined and restrained from selling the  
one fourth interest in the Saw mill &c described  
in the bill. until the future order of the Court

A copy Teste

A.B. Munsey Clerk

A.B. Munsey Clerk

VS. { SUPREMA.  
IN CHANCERY.

p. q.

Rules.

To.....  
CIRCUIT COURT.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

We Command you, That you summon *J. W. Woodward, H. C. Joslyn*  
*Trustee, M. S. Ball, H. C. Edds and F. A. Munsey*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held  
for the said Court on the *1st* Monday in *Sept*, 189*6*, to answer a  
bill in Chancery, exhibited against *them* in our said court by  
*G. H. Ely and C. M. Russell*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-  
house, the *9th* day of *June*, 189*6*, and in the  
*12 0th* year of the Commonwealth.

*A Copy Teste*  
*A. B. Munsey Clerk*

*A. B. Munsey* Clerk.

Bond having been given the defendant H. L. Joslyn  
Trustee is enjoined and restrained from selling the  
one fourth interest in the saw mill or described  
in the bill until the future order of the Court  
June the 9<sup>th</sup> 1896

A Copy Teste

A. B. Munsey Clerk

A. B. Munsey Clerk

SUBPENA.  
vs. { IN CHANCERY.

p. q.

To Rules.

CIRCUIT COURT.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

We Command you, That you summon *J. H. Woodward, H. C. Joslyn*  
*Justee M. S. Ball, H. E. Edds, and F. A. Munsey*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held  
for the said Court on the *1st* Monday in *Sept*, 1896, to answer a  
bill in Chancery, exhibited against *them* in our said court by  
*J. H. Ely and E. M. Russell*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-  
house, the *9th* day of *June*, 1896, and in the  
*120th* year of the Commonwealth.

*A. B. Munsey* Clerk.

G H Ely et al  
 SUPRENA.  
 vs. { IN CHANCERY  
 H C Joslyn et al  
 M G Ely p. q.

To 1st Sept Rules.

CIRCUIT COURT.

Executed in part  
 June 10<sup>th</sup> 1896 by  
 delivering an attested  
 office copy of the  
 within sumas to.  
 H. C. Joslyn &  
 F. A. Munsey  
 W. P. Weston S. C.  
 further executed Aug 15<sup>th</sup>  
 1896 by delivering an  
 office copy of the within  
 sumas to H. C. Eddy, J. M.  
 Weston S. C. for W. P. Weston  
 S. C.

W P Munsey Clerk

Bonds having been given this defendant H C  
 Joslyn himself is informed and restrained from  
 selling the one fourth interest in the saw mill &  
 deeded in the bill, until the future order of  
 the Court June the 9<sup>th</sup> 1896



## CERTIFICATE OF ORDER OF PUBLICATION.

We, A. M. Goins and W. H. Eads,  
editors of the SOUTHWEST VIRGINIAN,  
a weekly newspaper published at  
Jonesville, Lee county, Virginia, do  
hereby certify that the annexed no-  
tice was published in said paper  
once a week for four successive  
weeks, commencing on the 24<sup>th</sup>

day of Jan. 1895.

A. M. Goins  
W. H. Eads } Editors.

In the clerk's office of the circuit court  
of the county of Lee on the 25<sup>th</sup> day of  
January 1895.

Francis A. Muncy, Plaintiff,

vs.

J. M. Weston, Deputy Sheriff and others  
Defendants.

In Chancery.

The object of this suit is to enjoin, re-  
strain, and inhibit the said J. M. Weston,  
Deputy Sheriff, and said Cowan, McClung  
& Co., and W. W. Woodruff & Co., from  
further proceeding to sell the land in the  
bill mentioned, until the farther order of  
the court. And an affidavit having been  
made and filed that the defendants James  
D. Cowan, C. J. McClung, Mathew Mc-  
Clung, R. M. Rhea and Jacob L. Thomas,  
merchants, and partners in trade under  
the firm name of Cowan McClung & Co.,  
W. W. Woodruff and W. T. Gibbons, mer-  
chants and partners in trade under the  
firm name and style of W. W. Woodruff &  
Co., are not residents of the State of Vir-  
ginia, it is ordered that they do appear  
here, within fifteen days after due publica-  
tion hereof, and do what may be necessary  
to protect their interest in this suit. And  
it is further ordered that a copy hereof be  
published once a week for four weeks in  
the Southwest Virginian, and that a copy  
be posted at the front door of the court-  
house of this county on the first day of the  
next term of the county court.

A copy--Teste:

A. B. MUNSEY, Clerk.

Orr, Blankenship & Ewing, p. q.

Frances A. Munsey  
Against } In Ch'y.

J. M. Weston, et al.

Order of Publication.

Day of 189

Editors.



Plffs Costs

Q 62.3

Jury 1.50

Shff 1.00

Atty 15.00

Court 20.00

Wits 7.50

Const 2.00

C&C 75-

Estimated 500,

\$58.98

Geo. H. Ely

vs } Bell

M. E. Hancock & Co



Peoff's Comto

C 8.32

Lay 1.50

Shff 2.00

ally 15.00

Comr 22.50

Printer 7.00

LP .75

Cv C 25-

Estimated 500)

~~\$62.32~~

Bill in Chou

Cowan M. Chung & Co

Amplis & Trudo

81 1/2 132

30 Oct 1850-1

12 June 1852